



CLOSED  
STACKS



SAN FRANCISCO  
PUBLIC LIBRARY

GOVERNMENT INFORMATION CENTER  
SAN FRANCISCO PUBLIC LIBRARY

REFERENCE BOOK

*Not to be taken from the Library*



MAY 11 1983













6 JANUARY 1982

REGULAR MEETING

*Minutes*

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, January 6, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

DOCUMENTS DEPT.

APR 14 1982

Commissioner Sanchez presiding.

SAN FRANCISCO  
PUBLIC LIBRARY

The Commissioners having received, amended and returned copies of the minutes of the meeting of October 21, 1981, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RECOMMENDATIONS OF THE TRAFFIC BUREAU

Sergeant John Newlin of the Traffic Survey Division, said he had added to the Traffic Calendar for to-nights meeting an additional item, copies of which he had placed before each Commissioner before the meeting was convened.

He said this is part of the Transient Preferential Streets Program. He said the extension of this program has included Diamond Lanes for buses to go down Sutter, Post, Geary and O'Farrell and through the high congested areas of the city's center. He said this program has been passed by Resolution of the Board of Supervisors and they've designated certain areas as Diamond Lanes running along curbs that will eliminate a lot of current existing zonage. He said in conjunction with that, he and Mr. Glenn Erickson, Director of this Program, have contacted the merchants in those areas and re-zoned those blocks and brought the zoning up to date where they feel it is appropriate.

He said he had not gone through it zone by zone or foot by foot and complied it for the Commission's attention but, he said, he could say that every merchant in the effected areas had been con-



DOCUMENTS DEPT.

APR 1 1982  
SAN FRANCISCO  
PUBLIC LIBRARY

DOCUMENTS DEPT.  
SAN FRANCISCO  
PUBLIC LIBRARY

x

352.2

Sa521m

JAN- APR

1982



- 2 -  
tacted, notices were placed before tonight's meeting and the program has the support of four major downtown businesses.

He said what he would like is the Commission's approval to install this program on a one year test program and that he would present the actual zone changes to the Commission at a later date pertaining to what areas are revoked and what zones are being installed.

Commissioner Toler moved to make this amendment to the Calendar, it was seconded by Commissioner Daly and unanimously approved.

The entire Consent Calendar, thereafter, was approved.

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

299 BAYSHORE - THE OLD CLAM HOUSE

- a) At 299 Bayshore, install an 18' white zone, extending from fire hydrant 18' north of same.

105 GRANT AVENUE - GRANAT BROS.

- a) At 105 Grant Avenue, revoke existing 45' yellow zone, extending 6' north of south property line to 51' north of property line.
- b) At 105 Grant Avenue, replace with STLZ extending 6' north of south property line to 51' north of property line - 7 A.M. to 6 P.M.

125 GRANT AVENUE - S.F.P.D. - REVOKED

- a) At 125 Grant Avenue, revoke existing 40' white zone, extending from 9' to 49' south of Maiden Lane.





- b) Revoke existing 10' red zone at corner, no longer needed for turning purposes.
- c) Install two meters #107 & 109.

23 GRANT AVENUE - UP STAIRS CORP. - REVOKED

- a) At 23 Grant Avenue, revoke existing 42' white zone, extending from 5' south to 47' north of south building line.
- b) Install two parking meters #7 & #9.

65 POST STREET - S.F.P.D. - REVOKED

- a) At 65 Post Street, revoke existing 44' white zone, extending from 108' to 152' east of Kearny Street.
- b) Install two meters, 9 A.M. - 1 P.M., STLZ.

580 FOLSOM STREET - S.F.P.D. - REVOKED

- a) At 580 Folsom Street, revoke existing 26' yellow zone, extending 26' in front of 580 Folsom Street.

4500-19th STREET - S.F.P.D. - REVOKED

- a) At 4500-19th Street, revoke existing 20' yellow zone, in front of 4500-19th Street.

1120 TARAVAL STREET - S.F.P.D. - REVOKED

- a) At 1120 Taraval Street, revoke existing 44' yellow zone, extending in front of 1120 Taraval Street.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy





- 4 -  
REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 261 feet of white and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 1-82

JOAQUIN SWITCH

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Joaquin Switch in the sum of \$800.00 in Municipal Court Action No. 798-642, entitled, "Joaquin Switch vs. City and County of San Francisco, et al.," as the result of faulty tow, be, and the same is hereby approved.

Date of Incident: July, 1979

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 2-82

DANNY W. LEM

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Danny W. Lem in the sum of \$10,337.52 in Superior Court Action No. 759-683 entitled, "Danny W. Lem vs. City and County of San Francisco, Larry Nelson and Does 1 through 50, inclusive," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 26, 1979

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy



- 5 -

RESOLUTION NO. 3-82

ROBERT MC CURN

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Robert McCurn in the sum of \$2,000.00 in Superior Court Action No. 733-547, entitled "Robert McCurn vs. Macy's Department Store, the City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 21, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 4-82

DOUGLASS PERSTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Douglass Perston against the City and County of San Francisco in the sum of \$55.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 4, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 5-82

TOM HEANEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Tom Heaney against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 15, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy





RESOLUTION NO. 6-82

JUAN MELENDEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Juan Melendez against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 24, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 7-82

GARY RUSSELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gary Russell against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 11, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 8-82

BARBARA BREWER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Barbara Brewer against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy





RESOLUTION NO. 9-82

BRIDGET AMBROSINO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Bridget Ambrosino against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 2, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 10-82

MONICA H. BOTN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Monica H. Botn against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 3, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 11-82

RUDOLPH FONTI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rudolph Fonti against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 16, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy



RESOLUTION NO. 12-82

DONNA L. COLOMBO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Donna L. Colombo against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 13-82

CHARLES THOMAS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charles Thomas against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 14-82

WARREN R. WONG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Warren R. Wong against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy





- 9 -

RESOLUTION NO. 15-82

FRANCES M. CHRISTIE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Frances M. Christie against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 16-82

IRA GORDON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ira Gordon against the City and County of San Francisco in the sum of \$45.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 12, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 17-82

KEITH W. LEWIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Keith W. Lewis against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy





RESOLUTION NO. 18-82

CYNTHIA GOOD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cynthia Good against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 19-82

EMANUEL HEPBURN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Emanuel Hepburn against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 10, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 20-82

JOHN C. LOSER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John C. Loser against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 6, 1981

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy



- 11 -

RESOLUTION NO. 21-82

MORTEZA KIMIYAIE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Morteza Kimiyaie against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 6, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 22-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant George Walsh)	\$285.00	(Southern California
Fraud Detail	)	(Fraud Investigators
		(Training Institute,
		(Oxnard, California
		(from October 21, 1981
		(to October 23, 1981.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 23-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:





Police Officer )\$800.00 (Federal Bureau of  
Sandra Daly ) (Investigation National  
Intelligence Unit) (Academy, Quantico, Vir-  
(ginia, from September 27,  
(1981 to December 11, 1981.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 24-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Assistant Criminalist) \$300.00 (Hazardous Chemical  
Richard Grzybowski ) (Safety Seminar, San  
(Mateo, California,  
(from December 14,  
(1981 to December  
(15, 1981.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 25-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Inspector/Sergeant) \$440.00 (Juvenile Law Enforce-  
Morgan Peterson ) (ment Officers Training  
Juvenile Division ) (Course, Sacramento,  
(California, from





- 13 -

(December 13, 1981  
(to December 18, 1981.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 26-82

AUTHORIZING ATTENDANCE OF SERGEANT PETER LIBERT  
AND OFFICER MARY PETRIE, CRIME PREVENTION DIVISION,  
AT THE ADVANCED CRIME PREVENTION COURSE IN SACRAMENTO,  
CALIFORNIA, FROM JANUARY 18, 1982 TO JANUARY 22, 1982

RESOLVED, that the recommendation of the Chief  
of Police that Sergeant Peter Libert and Officer  
Mary Petrie, Crime Prevention Division, be detailed  
to attend the Advanced Crime Prevention Course in  
Sacramento, California from January 18, 1982 to Jan-  
uary 22, 1982, be, and the same is hereby approved;  
and be it further

RESOLVED, that expenses incurred by Sergeant  
Libert and Officer Petrie in a sum not to exceed  
\$315.00 each are reimbursable by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 27-82

AUTHORIZING ATTENDANCE OF OFFICER WALTER SCOTT  
AND OFFICER TIMOTHY FOLEY, COMMUNITY RELATIONS  
UNIT, AT THE CALIFORNIA CONFERENCE ON HOLISTIC  
CAMPING AND OUTDOOR EXPERIENCE FOR YOUTH-AT-RISK  
IN SUNNYVALE, CALIFORNIA, FROM JANUARY 8, 1982 TO  
JANUARY 10, 1982.

RESOLVED, that the recommendation of the  
Chief of Police that Officer Walter Scott and  
Officer Timothy Foley, Community Relations Unit,  
be detailed to attend the California Conference  
on Holistic Camping and Outdoor Experience for  
Youth-At-Risk in Sunnyvale, California, from Jan-  
uary 8, 1982 to January 10, 1982, be, and the same  
is hereby approved; and be it further



RESOLVED, that expenses incurred by Officer Scott and Officer Foley in a sum not to exceed \$169.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

#### POLICE COMMISSION REPORT

Commissioner Daly said she wanted to comment on the numerous telephone calls and letters she received from people praising the job the police officers did at Candlestick Park by systematically controlling the lines of potential ticket purchasers. She said some of those persons issuing the praise had spent 36 hours out there and were extremely impressed.

She said she wanted to thank the administration and also the person who thought up such a brilliant system and certainly hopes it works as well this week as it did before.

Commissioner Sanchez said he had the opportunity to be with some of the School District Security Personnel pertaining to some of the concerns they had last year where there were a number of break-ins in the schools. He said the response this year on those occasions was unbelievably great. He said in some cases the officers were able to apprehend some of the guilty youngsters who would have done extensive damage to the schools and surrounding property and he said they just wanted him to state, for the School Department, that they were very pleased with the cooperation and promptness of the Police Department officers in their response to these calls by the School's Security Forces.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he did not have a report for the Commission tonight.





RECEIPT OF GENERAL ORDER NO. F-3, MACE POLICY AND PROCEDURE. (COPIES SENT TO EMPLOYEE ORGANIZATIONS). - CONTINUED TO FEBRUARY 3, 1982.

---

Deputy Chief Shannon said he had been notified earlier today that the San Francisco Police Officers' Association wanted to Meet and Confer on this item, and requested that it be set for the first administrative hearing in February.

Commissioner Nelder so moved, it was seconded by Commissioner Toler and unanimously approved.

RECEIPT OF GENERAL ORDER NO. R-1, VEHICLE ACCIDENTS INVOLVING MEMBERS. (COPIES SENT TO EMPLOYEE ORGANIZATIONS). - CONTINUED TO FEBRUARY 3, 1982.

---

Deputy Chief Shannon said he did not believe there would be a problem with this order but just in case he suggested it be set for the same date as the previous one.

It was so moved by Commissioner Toler, seconded by Commissioner Nelder and unanimously approved.

REQUEST OF THE CHIEF OF POLICE FOR PERMISSION TO ACCEPT ON BEHALF OF THE POLICE DEPARTMENT A GIFT OF FIVE WORK-STATIONS' DESK FROM LEVI STRAUSS AND COMPANY

---

Deputy Chief Shannon said the Levi Strauss Company is moving their Cooperate Headquarters from one facility in San Francisco to another and they have depreciated all of the items they had in their headquarters. He said they are giving much of it away to charitable organizations and to governmental organizations.

He said this is the second gift the Department has received from them and there will be a notice coming before the Commission in a couple of weeks of a third gift and when they clean out their last two floors, hopefully, the Department will receive a few more items.

Commissioner Daly then moved for acceptance, it was seconded by Commissioner Toler and unanimously approved.



RESOLUTION NO. 28-82

AUTHORIZING ACCEPTANCE ON BEHALF OF THE SAN FRANCISCO POLICE DEPARTMENT THE GIFT OF FIVE WORK STATIONS FROM LEVI STRAUSS AND COMPANY FOR USE BY THE ACADEMY STAFF.

RESOLVED, that the Police Commission of the City and County of San Francisco hereby authorizes the Chief of Police to accept on behalf of the City and County of San Francisco, the gift of five works stations from Levi Strauss and Company for use by the Academy Staff.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

Commissioner Sanchez said he would just like to direct Lieutenant Frazier to, at some point, write a letter to Levi Strauss thanking them for their generosity.

REQUEST OF POLICE OFFICER LUCIEN R. SENHAUX, SOUTHERN POLICE STATION, FOR PERMISSION TO TAKE A LEAVE OF ABSENCES WITHOUT PAY FOR A PERIOD OF SIXTY (60) DAYS FROM DECEMBER 17, 1981. (PENDING HIS HEARING BEFORE THE POLICE COMMISSION.)

Commissioner Nelder said he didn't see any point in carrying an item such as this any longer than it has been carried in that it has been on the Commission Calendar for some time now and unless there is a real reason to continue this matter for 60 days, he would suggest that it be set for hearing so that it may be disposed of.

He then moved that it be continued for one week at which time Mr. Bob Martin of the Department's Legal Office, would be present and at that time set a date for trial.

Commissioner Nelder also moved that the request for Leave of Absence be approved for 30 days instead of the requested 60 days.

It was seconded by Commissioner Toler and unanimously approved.





-17-

RESOLUTION NO. 29-82

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING  
OF CHARGES - APPROVED

WHEREAS, Police Officer Lucien R. Senhaux, Southern Police Station, was suspended without pay effective Monday, July 20, 1981 at 0001 hours, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Lucien R. Senhaux, Southern Police Station, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Lucien R. Senhaux, Southern Police Station, be placed on a Leave of Absence Without Pay at his request for a period of thirty (30) days, commencing December 17, 1981, until his hearing is held before the Police Commission, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

NOTIFICATION OF BOARD OF PERMIT APPEALS DECISION  
AND ORDER THAT THE TAXICAB PERMIT DENIED TO MR.  
CORNELIUS F. THOMAS BY THE POLICE COMMISSION BE  
OVERTURNED AND "ORDERS" THAT SAID PERMIT BE GRANTED.

Officer Lamont Suslow of the Department's Permit Bureau, said that the Department would make a recommendation in the Commission's acknowledgement of this notification in that in the issuance of this permit the Commission will also include the stipulations that the Department confers on all other taxi cab owner applicants and that is that they comply with stipulations 10, 11, 12, 14 and 15 of the Commission's Criteria. He said that those criteria were not mentioned at the Board of Permit Appeals but should be at this time.

Commissioner Nelder said that he would move approval of the Order and include the fact that Mr. Thomas must meet the requirements of the Sections of the Criteria as outlined.



Commissioner Daly seconded and the motion was unanimously approved.

Mr. Cornelius Thomas arrived at the meeting at this time and he was apprised by Commissioner Sanchez of the action the Commission had taken regarding his taxi permit.

RESOLUTION NO. 80-82

APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR THE OPERATION OF A TAXICAB PREVIOUSLY DENIED NOW APPROVED UPON ORDERS OF BOARD OF PERMIT APPEALS.

WHEREAS, Mr. Cornelius F. Thomas applied to the Police Commission for a declaration by the Commission of Public Convenience and Necessity for the issuance of a permit for the operation of a taxicab in the City and County of San Francisco; and

WHEREAS, after several hearings were held by the Police Commission resulting in the Commission's denial of a taxicab permit to Mr. Cornelius F. Thomas in Resolution No. 674-81; and

WHEREAS, Mr. Cornelius F. Thomas appealed the Police Commission's decision to the San Francisco Board of Permit Appeals, who in Appeal No. 81-272 ordered said permit be granted to Mr. Cornelius F. Thomas; therefore be it

RESOLVED, that pursuant to the San Francisco Board of Permit Appeals, Appeal #81-272, the Police Commission does hereby order that the taxicab permit heretofore denied to Cornelius F. Thomas be hereby granted pursuant to the above stated order.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

PRESENTATION OF MEDAL OF VALOR AWARDS AND CERTIFICATES

Commissioner Nelder who chaired the last Awards Committee Meeting, said at this meeting a full compliment of Awards Committee Members were present to sit in judgment of those applications that were submitted. He said that when Lieutenant Frazier reads the efforts of the officers you will be as amazed as we were to hear how they were able to perform so admirably in accomplishing their





objectives on behalf of the people of the City and County of San Francisco.

He said as he has said so many times before that there are two times when you can be happy in the Police Department and those are when you are promoted and when you are recognized for doing outstanding work. He said the officers and parking controller receiving today's awards performed work which any police department in the country would be proud of.

He congratulated the members who will be receiving the awards, their families as well as the Chief of Police and his Staff present at this meeting today.

Commissioner Daly, in making her congratulatory comments, said that this ceremony is the most pleasant part of the job of being a Commissioner. She said also in representing the citizens of this city she wished to express her sincere appreciation for the recipients outstanding contributions.

Commissioner Toler said he was pleased to take this opportunity to congratulate the recipients of the awards this evening. He said because of their heroic stands the citizens of San Francisco have a safer place in which to live.

Commissioner Sanchez said that the quality of law enforcement in this city is second to none in the nation. He said the reason we have this quality is because of the day to day efforts of the outstanding officers of this department who care about what the city is about and the quality of law enforcement in San Francisco.

The awards were then presented to the following:

Inspector Calvin L. Nutting...Meritorious Conduct  
Certificate

Inspector Vincent P. Repetto..Bronze Medal of Valor

Inspector Richard D. Adkins...Bronze Medal of Valor

Officer Earl E. Wismer.....Bronze Medal of Valor

Officer Eugene E. Kalinin.....Bronze Medal of Valor

Officer John P. Fewer.....Bronze Medal of Valor

Officer Edward G. Buck.....Silver Medal of Valor

Officer Kevin F. Callanan.....Silver Medal of Valor

Officer Duane C. Collins.....Silver Medal of Valor





Officer Robert A. Srock.....Silver Medal of Valor  
Officer Alex T. Williams.....Silver Medal of Valor  
Officer Kitt E. Crenshaw.....Silver Medal of Valor  
Officer Bernard J. Sullivan...Silver Medal of Valor  
Parking Controller Lorenzo  
R. Valdez.....Silver Medal of Valor  
Officer Edward J. Weaver.....Gold Medal of Valor

PROGRESS REPORT AND REQUEST FOR CONTINUATION OF  
THE SENIOR ESCORT PROGRAM.

- a) Presentation of progress report on  
S.A.F.E. By: Gwen Dillsworth Battle.

Lieutenant Frank Jordan of the Community Services Division, gave to the Commissioners a brief summary of the quarterly reports for the past year on the Community Services Division and specifically pointed out the report for the Senior Outreach Program. He said this particular report in part deals with the funds from the Office of Community Development. He said the four major areas it started with, are Bayview Hunterspoint, Chinatown, Northbeach, North of Market Tenderloin, Western Addition Hayes Valley and the Central Administration.

He then asked Mr. Phil Kenniston, the Grant Administrator of the Senior Outreach Program, to explain in detail the exact way of how the funds are administered and coordinated between two agencies, the Officer of Community Development and the Commission on the Aging.

In fielding some of the technical questions from the Commission, Mr. Kenniston called upon Mr. Forrester, Director of the Program, to respond.

Mr. Ullis Langston, coordinator of the Bayview Hunterspoint Area Office, also responded to some of the questions the Commission had regarding the expansion of the program from that neighborhood into the Mission. He said that these programs are all tailored for the specific community that it is located in and that they would neither have the capability or the funds to go into the Mission and administer the program in that community.

Lieutenant Frank Jordan, thereafter, called upon Ms. Thelma Kavanaugh, who read a brief statement to the Commission which was entitled a Public Statement to the President's Council and signed by all





- 21 -

neighborhoods with Senior Escort Programs under the San Francisco Police Department. In closing the letter she read, "We are asking that the San Francisco Senior Outreach Program be made a permanent program of the San Francisco Police Department and that funds for this purpose be found so that the Budget for this program will be a regular feature of the annual police department budget. This is our sincere determination."

Lieutenant Frank Jordan then introduced Mrs. Florence Neil who he said had a great deal to do with obtaining the additional funds for the South of Market Area which has been highly publicized in the media for the last two months.

Mrs. Neil thanked the Commission for their support and said she was glad to see that the Commission is thinking of providing this service for all San Franciscans.

Lieutenant Jordan then said the second part of item #10 is a program report on SAFE to be presented by Gwen Dillworth Battle.

Mrs. Battle presented a written report to the Commission and explained that this report contained the status of SAFE'S current funding and efforts that are being made for continued funding. She said it also contains an answer to a question that has been in everyone's mind and that is, "what has SAFE been doing and what impact has it made?" She said during the first year of SAFE'S status as a non-profit organization, they received approximately 130 calls for services. She said approximately 117 of those calls were not answered because there were only three people working and they were working for no pay. She said once they had obtained a contract with the city they began constructing the program. She said they have made a series of presentations to primary, secondary and community colleges and are now designing their own school curriculum on safety awareness.

She said they have recognized the need for targeting a particular district to show SAFE'S impact and they have chosen the Ingleside District to do this and is now using it as a training ground for new Staff re-organizers who just came on board this Monday.

After further discussion the Commissioners thanked Mrs. Battle for her presentation.

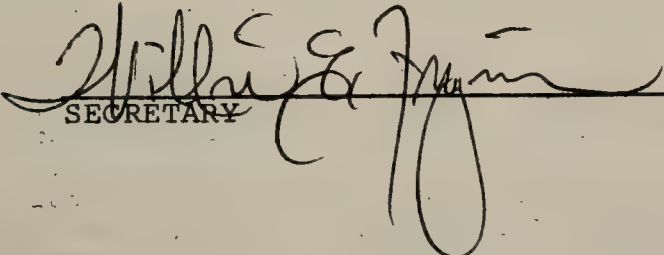
Lieutenant Jordan said that there was one other thing that he would like to mention and that was at one time the SAFE Program had as high as 57 people on board and this was when SAFE had a city-wide massive program. He said they are now down to



nine. He said when you speak of the 832 Block Clubs SAFE is trying to serve with only nine full time staff people who are attempting to coordinate it with the members of the Police Department, this, he said, is not an easy task at all. He said, however, they are working at the present time to obtain a Grant through the California Crime Resistance Task Force of the Office of Criminal Justice Planning in Sacramento who will be approving the Grant this Friday which, hopefully, will be for \$125,000. He said if they receive it, it will be 50% of their fiscal funding for next year.

Commissioner Sanchez said on behalf of the Commission he wanted to say that they were quite proud of SAFE'S Staff efforts in getting this program off the ground because it takes a lot of work, frustration, and head beating to maintain them. He said they could rest assured that they had the full support of the Commission in their endeavors.

The Commission then adjourned its meeting at 7:00 p.m.

  
SECRETARY





13 JANUARY 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, January 13, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

Commissioner Sanchez presiding. DOCUMENTS DEPT.

APR 14 1982

POLICE COMMISSION REPORT

SAN FRANCISCO  
PUBLIC LIBRARY

The Commissioners not having a report at this time, entertained the prospect of setting a date for the Hearing of the issues between Speck Cab Company and Veterans Cab Company and requested the Secretary to the Commission to speak to attorneys for both parties and attempt to get them to arrive at a date convenient to all parties concerned.

The Secretary, thereafter, is to advise the Commission of that date at the next Police Commission Meeting.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he had a very quick and brief report and that the Commissioners may have read it already as he had intended to give it to them last week but did not for various and sundry reasons. He said the report has to do with the Crime Statistics for the year and in the major categories, the Part I Crimes, there was a 2% increase last year over the year before although he said, we did have a significant reduction in Rape, Robbery, Aggravated Assault and Auto Theft. He said so out of the four categories of violent crime we did have a very good reduction in 3 of those categories, namely Rape, Robbery and Aggravated Assault. He said Homicides, Burglary and Larcenies were up for the year. He said in terms of arrest the Department made 89,000 arrest, which includes citations and is 5,000 more than he had predicted it would be, and it is a 20% increase over the year before which at that time was an 18% increase over the previous year. He said he guess the bottom line is that the Police Department is upholding its end of the Criminal Justice System but do need help from the other parts of the system.



The Commission then thanked the Chief for his report.

PUBLIC HEARING RELATIVE TO PROPOSED SECONDQARY  
EMPLOYMENT GENERAL ORDER NO. T-1.- CONTINUED  
TO FEBRUARY 3, 1982.

Deputy Chief James Shannon said this matter has been before the Commission since April of 1981. He said it started January 30, 1981 when the Clerk of the Board, Mr. Gil Boreman, requested that the Department require officers engaged in Secondary Employment sign a Hold Harmless Agreement in order to remain secondarily employed.

He said the Department has agreed with many requests for delays from the San Francisco Police Officers' Association in that they felt they would be able to obtain legislation or get a change from the Board of Supervisors relieving the secondarily employed officers from having to sign this agreement. He said it was his understanding that it was still before the legislation in Sacramento and that it was the position of the Legal Office and the Department that even if that did change, it would take another year for it to become effective and even with the favorable passage of that action it should still be the Secondary Employers responsibility for the actions of that officer during the time of his secondary employment.

He said for this reason he would request that the Secondary Employment General Order be approved.

Mr. Bob Barry, President of the San Francisco Police Officers' Association, said that the last time he was before the Commission the Bill was before the Assembly's Criminal Justice Committee. He said it has now moved out of Committee and it is going to the Assembly Floor. He said there is going to be a further attempt to amend the Bill within the next two weeks before it actually gets to the Assembly Floor.

He said he would ask that the Commission either wait until the Bill either clears the Assembly Floor or fails on the Assembly Floor.

Deputy Chief Shannon said the General Order came about because of a claim regarding an officer hired by the Hyatt Hotel at Union Square in which a \$5,000 claim was settled. He said the Board of Supervisors are very concerned about this and the Department feels it is proper to have this Hold Harmless Agreement in full force and effect. He





said if the state legislature decides that cities should be held responsible for officers involved in secondary employment at that time it would not be difficult to amend this proposed General Order.

After further discussion the Commission decided to hold the matter over for Public Hearing to February 3, 1982, at which time more information would be available for the Commission to consider and thereafter make a decision.

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE MOTOR VEHICLE FOR HIRE PERMIT ISSUED TO JOSEPH GALLI BE REVOKED. (CONTINUED FROM THE MEETING OF DECEMBER 16, 1981).

Officer Lamont Suslow of the Permit Bureau, introduced Mr. Galli and a Mr. Muir who was appearing on Mr. Galli's behalf. He said last month the Commission asked him to work with Mr. Galli to see if the Permit Bureau could solve his problems. He said Mr. Galli has hired Mr. Thomas Muir to manage his taxi business for him. Officer Suslow said he had had a meeting with them this morning where they presented to him some taxi cab waybills indicating that the taxi cab has been operating this past week. He said there is insurance on file for the cabs and they also presented proof that the cabs have been listed in the telephone book and will be until at such time the phone company will allow them to be placed in the yellow pages of the phone book, which the Chief's Regulations require.

He said this represents a good faith effort to comply on the part of Mr. Galli and if the Commission does not revoke Mr. Galli's Permit he would recommend that the Commission issue to Mr. Galli a written reprimand to be placed in Mr. Galli's file.

Commissioner Nelder then moved that the revocation proceedings against Mr. Galli be dismissed providing that he meets the provisions of the Chief's Requirements in all respects and that a letter of reprimand is to be placed in Mr. Galli's file and maintained in the Police Department's Permit Bureau's Taxi Files.

RESOLUTION NO. 52-82

NOTIFICATION OF REVOCATION OF MOTOR VEHICLE FOR HIRE PERMIT - WITHDRAWN - REPRIMAND ISSUED.

WHEREAS, on December 9, 1981, the Police Com-



mission sent a communication, certified mail, return receipt requested, to Mr. Joseph Galli, notifying him that it would conduct a hearing on December 16, 1981, to determine whether it should direct the Police Department to revoke his permit and/or license for violation of the requirements of Proposition K and the Chief of Police Taxicab Regulations; and

WHEREAS, Police Officer Lamont Suslow of the San Francisco Police Department's Permit Bureau appeared before the Police Commission and stated that Mr. Galli has now put his taxicab into operation. He has complied with the provisions of Proposition K and the requirements of the Chief of Police Taxicab Regulations, and, therefore, requested that if the Police Commission did not order Mr. Galli's taxicab permit revoked that the Police Commission issue a written reprimand that would be placed in Mr. Galli's taxicab file in the San Francisco Police Department's Permit Bureau; therefore be it

RESOLVED, that the Police Commission does hereby dismiss revocation proceedings against Mr. Joseph Galli's taxicab permit, and in line with the recommendation of Officer Lamont Suslow, does hereby reprimand Mr. Galli for his earlier failure to comply with the requirements of Proposition K and the Chief of Police Taxicab Regulations.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

SETTING OF DATE FOR HEARING OF OFFICER LUCIEN R. SENHAUX, SOUTHERN POLICE STATION

Mr. Robert Martin of the Police Department's Legal Office, said that he received a letter from Mr. George Walker, attorney for Mr. Senhaux and that he had requested that this matter be put over to January 20th for hearing. He said that he had also heard from Mr. Walker, who said that he would talk to Mr. Senhaux about resigning.

Mr. Martin said he would suggest that the Commissioner set this matter over to January 20th for hearing and see if Mr. Walker, in the meantime, can get his client to resign.

Commissioner Nelder said he would move to set the matter over for one week for hearing.

It was seconded by Commissioner Toler and unanimously approved.





RESOLUTION NO. 51-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
LUCIEN R. SENHAUX, SOUTHERN POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Lucien R. Senhaux, Southern Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. George G. Walker, attorney for Police Officer Lucien R. Senhaux, that the date for the hearing before the Police Commission be set for Wednesday, January 20, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Lucien R. Senhaux is set for Wednesday, January 20, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

STATUS REPORT IN THE MATTER OF POLICE OFFICER  
JODY J. MOROSCHOK, SUPPORT SERVICES BUREAU-  
PHOTO LAB SECTION

Mr. Steven Bley appeared on behalf of Officer Moroschok and said that his client is now in the midst of almost a two week preliminary hearing. He said that he has requested for his client a Leave of Absence document which Lieutenant Frazier has submitted to him tonight and that he would have his client sign it and return it. He said he would request that the matter be calendared for March 17th for Status Report and setting of a date for hearing.

Commissioner Nelder so moved, seconded by Commissioner Murphy and unanimously approved.

RESOLUTION NO. 53-82

STATUS REPORT IN THE MATTER OF POLICE OFFICER JODY  
J. MOROSCHOK, SUPPORT SERVICES BUREAU-PHOTO LAB SEC-  
TION.

WHEREAS, the status report in the matter of



Police Officer Jody J. Moroschok, Support Services Bureau-Photo Lab Section, was called, it having been set for this date; and

WHEREAS, a communication was received from Mr. John F. Prentice, Attorney at Law (Law Offices of Mr. Stephen Bruce Bley) requesting a continuance in this matter; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Jody J. Moroschok, Support Services Bureau-Photo Lab Section, is set for Wednesday, March 17, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

SETTING OF DATE OF THE HEARING OF SERGEANT ROBERT DILLON, TARAVAL POLICE STATION

Mr. Stephen Bruce Bley appeared on behalf of Sergeant Dillon, and, after conferring with the Commission as to available dates for a hearing, concurred in the recommendation that it be moved to the 10th of February for hearing.

RESOLUTION NO. 54-82

SETTING OF DATE FOR HEARING OF SERGEANT ROBERT DILLON, TARAVAL POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Sergeant Robert Dillon, Taraval Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Sergeant Robert Dillon, that the date for the hearing before the Police Commission be set for February 10, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Sergeant Robert Dillon, is set for Wednesday, February 10, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez





SETTING OF DATE FOR HEARING OF POLICE OFFICER  
DARYL P. WILLIAMS, MUNI TRANSIT POLICE DIVISION

Mr. Bley also appeared on behalf of Officer Daryl P. Williams and said this matter is in a somewhat similar status as that of Officer Moroschok. He said Lieutenant Frazier had also presented him tonight a request for a Leave of Absence document to which is client has already signed and he would request that it be handled in the same manner as Officer Moroschok's. He said he would ask that the matter of Officer Williams be set for Status Report and setting a date for a hearing on March 17th, 1982.

It was so moved by Commissioner Nelder and seconded by Commissioner Daly.

RESOLUTION NO. 55-82

STATUS REPORT IN THE MATTER OF POLICE OFFICER  
DARYL P. WILLIAMS, MUNI TRANSIT POLICE DIVISION

WHEREAS, the status report in the matter of Police Officer Daryl P. Williams, Muni Transit Police Division, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, attorney for Police Officer Daryl P. Williams, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Daryl P. Williams, Muni Transit Police Division, is set for Wednesday, March 17, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING OF POLICE OFFICER MICHAEL REGALIA,  
RICHMOND POLICE STATION

The hearing of Police Officer Michael Regalia, Richmond Police Station, was called, it having been set for this date. Police Officer Michael Regalia was charged with violating the Rules and Procedures, as follows:



SPECIFICATION NO. 1

Engaging in unofficerlike conduct which reflects discredit on the Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Drawing a firearm in a public place not in the line of duty. (Violation of Section 14.07 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Michael Regalia appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared as the Prosecutor for the Police Department.

Opening statements were made by both the Prosecuting and Defense Attorneys.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Rick Cafferata  
195 Lowell  
San Francisco, California

Keith Udoch  
1162 Munich  
San Francisco, California

Sergeant Fred Groven  
Internal Affairs Bureau

The following-named witness appeared for the Defense, was sworn and testified:

Police Officer Michael Regalia  
Richmond Police Station





Closing statements were then made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 56-82

DECISION - HEARING OF POLICE OFFICER MICHAEL REGALIA, RICHMOND POLICE STATION

WHEREAS, on October 7, 1981, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer Michael Regalia, as follows:

SPECIFICATION NO. 1

- a) At all times mentioned herein, Officer Michael Regalia was a police officer employed by the San Francisco Police Department, assigned to Company "E", Northern Police Station;
- b) As a police officer, Officer Regalia was and is responsible for knowing and obeying the Rules and Procedures of the San Francisco Police Department;
- c) On August 4, 1981 at approximately 1800 hours, while off duty, Officer Regalia was driving his personal vehicle, a 1967 light blue Impala, in the area of Lowell and Brunswick Streets in the City and County of San Francisco. A truck sped up and passed Officer Regalia's vehicle. Officer Regalia drove his vehicle alongside the truck and attempted to effect a traffic stop on the truck by displaying his Police Star and firearm;
- d) The driver of the truck stopped his truck in the vicinity of the Lowell Market and Officer Regalia stopped his vehicle behind the truck;
- e) Officer Regalia exited his vehicle with his firearm in his hand; as the passenger of the truck exited the truck, Officer Regalia was asked why he was pointing a gun at the truck;



- f) Officer Regalia identified himself as a police officer and informed the passenger he was under arrest, after which a verbal dispute ensued. The passenger was not taken into custody and no police action was taken. Officer Regalia then left the scene.
- g) The conduct of Officer Regalia in stopping the truck without any lawful cause or excuse, confronting the passenger, and displaying his gun constitutes misconduct and/or conduct which reflects discredit upon the San Francisco Police Department constituting a violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department which states that:

2.13 "Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

SPECIFICATION NO. 2

- a) Each and every allegation in paragraphs (a) through (f) of Specification No. 1, are hereby incorporated by reference as though each were fully set forth herein;
- b) The conduct by Officer Regalia in displaying his firearm in the manner set forth above constitutes a violation of Section 14.07 of the Rules and Procedures of the San Francisco Police Department which states that:

14.07 "A member shall not draw a firearm in any public place except in the line of duty or for inspection by a superior."

and





WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, January 13, 1982, and on Wednesday, January 13, 1982, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Michael Regalia as contained in Specification No. 1, Section 2.13, and Specification No. 2, Section 14.07 of the Rules and Procedures of the San Francisco Police Department are sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Michael Regalia has violated Specification No. 1, Section 2.13 and Specification No. 2, Section 14.07, of the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that Police Officer Michael Regalia has violated Specification No. 1, Section 2.13 of the Rules and Procedures of the San Francisco Police Department and for said violation he shall be suspended from duty, without pay, for five (5) calendar days; and be it further

RESOLVED, that it is the order of the Police Commission that Police Officer Michael Regalia has violated Specification No. 2, Section 14.07 of the Rules and Procedures of the San Francisco Police Department, and for said violation he shall be suspended from duty without pay for twenty-five (25) calendar days; and be it further

RESOLVED, that said suspensions shall run consecutively, commencing Wednesday, February 24, 1982 at 0001 hours, and terminating on Thursday, March 25, 1982 at 2400 hours; and be it further

RESOLVED, that Police Officer Michael Regalia shall be ordered by the Captain of Richmond Police Station, to be re-trained at the Police Academy for whatever period of time that the Captain deems necessary for Officer Regalia to review and learn all of the duties of a police officer.



Recesses taken during the hearing of Police Officer Michael Regalia:

2011 hours to 2022 hours.  
2025 hours to 2030 hours.

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda S. Pransky, C.S.R.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

CONTINUATION OF THE HEARING OF INSPECTOR WILLIAM C. BIGARANI, BUREAU OF INVESTIGATIONS.

The matter of the hearing of Inspector William C. Bigarani, Bureau of Investigations, was called, it having been continued from the meeting of December 30, 1981.

Inspector William C. Bigarani appeared in person and was represented by Mr. William T. Beirne, Attorney at Law.

Mr. Robert Martin appeared on behalf of the San Francisco Police Department.

The following-named witness was called by the Prosecution, sworn and testified:

Alice Mary Cambou  
2691-43rd Avenue  
San Francisco, California

The following-named witness was called by the Defense, sworn and testified:

Mr. William W. Forrest, Jr.  
1274-35th Avenue  
San Francisco, California

The Defense at this time recalled Inspector William C. Bigarani, Bureau of Investigations.

After listening to testimony from the above parties, the Commission then adjourned at 2355 hours, and the matter was continued to Wednesday,





January 27, 1982 at 4:30 p.m., in Room 551,  
Hall of Justice.

Recess taken during the  
hearing of Inspector William  
C. Bigarani:

2103 hours to 2123 hours.  
2227 hours to 2235 hours.  
2342 hours to 2345 hours.

(The entire proceedings were taken  
in shorthand form by Hearing Reporter  
Linda S. Pransky, C.S.R.)

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 57-82

POLICE OFFICER JAMES T. SPILLANE, NORTHERN POLICE  
STATION

WHEREAS, charges of violating the Rules and  
Procedures of the San Francisco Police Department  
were filed against Police Officer James T. Spillane,  
Northern Police Station, as follows:

SPECIFICATION NO. 1

Engaging in conduct which tends to  
subvert the good order, efficiency  
and discipline of the Department.  
(Violation of Section 2.13 of the  
Rules and Procedures of the San Fran-  
cisco Police Department.)

SPECIFICATION NO. 2

Failure to prevent crimes, protect  
life and property, and preserve the  
public peace. (Violation of Section  
2.01 of the Rules and Procedures of  
the San Francisco Police Department.)

SPECIFICATION NO. 3

Being under the influence of intoxi-  
cating liquor to such an extent as to  
be unprepared to exercise police powers.



(Violation of Section 2.125 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Drawing a firearm in a public place when not in the line of duty. (Violation of Section 14.07 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer James T. Spillane, Northern Police Station, is set for Wednesday, January 27, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 58-82

RECRUIT OFFICER MICHAEL SEARS, POLICE GARAGE

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Recruit Officer Michael Sears, Police Garage, as follows:

SPECIFICATION NO. 1

Copying assignments from another. (Violation of Section VII, Rule 24, of the Recruits' Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to truthfully and without evasion answer questions propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

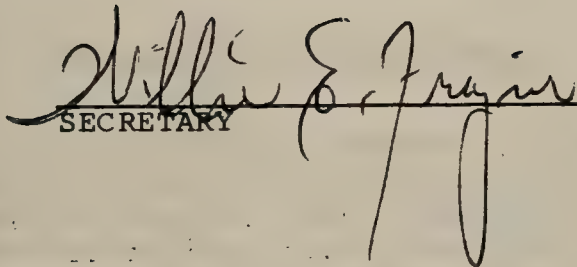




RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Recruit Officer Michael Sears, Police Garage, is set for Wednesday, January 27, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

The Commission then adjourned its meeting at 11:55 p.m.

  
SECRETARY



20 JANUARY 1982

REGULAR MEETING

F  
45  
2  
20/82  
The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, January 20, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

JUN 30 1982

SAN FRANCISCO  
PUBLIC LIBRARY

The Commissioners, having received, amended and returned copies of the minutes of the meeting of October 28, 1981, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

APPROVAL OF CONSENT CALENDAR

Commissioner Daly commented on item number 12 of the Consent Calendar and said that the Commission has had these discussions before about sending members of the Department for training in un-ratified ERA States. She said she wanted the record to show that she had supported some other training in unratified states because she felt the Department really needed to shore up administrative talents which were sorely lacking within the department. She said the city ordinance which says we are not supposed to send people to those unratified states, to her, did not show any exceptions. She said she would vote not to allow members to go to Huntsville, Alabama, as it is an unratified state.

Commissioner Murphy said the United States has exactly five more months to ratify the ERA. She said the people of California had spoken and they are for ratification. She said there will be plenty of Bomb Disposal Schools in session after June 30th and she said she did not believe that this is the only place for the Department to obtain this training. She said she did not care if it was, or was not, in the ordinance, she felt it was not showing good faith with the electorate of this city to continue to okay these sessions without any kind of protest. She said





she would move that this trip be disallowed and that the Department write a letter to the city and tell them why the Department is not sending people to unratified states.

Deputy Chief Shannon said that Huntsville, Alabama, is the only location that Bomb Disposal Training is given in the United States. He said the Department has tried to get a portion of the training moved to California or to one of the Western States, if for no other reason than because of the expense. He said the program must be signed up for in advance and if these officers do not go now it may be a year or two before they could go.

Commissioner Nelder said in the past year the number of bombings throughout the country has increased significantly and each Commissioner would not want the blood of an officer injured while dismantling a bomb, on their hands because the Commission denied them the right to receive this vitally needed training. He said the fact that this training is on a Federal Reservation down in Alabama is one consideration, but he said, he did feel that the Commission should pass it and those who feel that they should, should simply do so under protest.

He then moved that the matter be passed as stated above.

Commissioner Toler said he would second the motion but he shared the feelings of Commissioners Daly and Murphy, however he said, he felt that this training should be given to the officers of this department because of the importance of it and the need for it.

Commissioner Sanchez said the Commission has entertained much discussion on items such as this before and that he felt that the issues raised are valid but this type of training is of the highest priority and the department feels it is justified and the justification was brought forth by Deputy Chief Shannon.

Chief Murphy said he just wanted to make a statement in that the Commission should know that the Department is aware of the concerns of the Commission in this matter and has had several requests for training in non-ERA states and have summarily denied those requests. He said the Department is not just arbitrarily sending requests to the Commission. He said the Department is authorizing training at the FBI Academy and this one, training in Huntsville, Alabama, was brought to the Commission



because he recognized the hazards and the dangers of the job and he said he felt it was incumbent upon the Department to give Department Officers whatever training required to keep them abreast of new developments and that he would not want it upon his shoulders if something should happen to one of those officers disarming a bomb and that officer had not had the best possible training.

After further discussion, Commissioner Sanchez called for a vote on the issue and Commissioners Nelder, Toler and Sanchez voted Aye to send the officers, Commissioners Daly and Murphy voted to not send the officers.

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1055 TAYLOR STREET - GRACE CATHEDRAL ADMINISTRATION BUILDING

- a) At 1055 Taylor Street, revoke existing 55' white zone, extending 41' south of south curb of Sacramento Street, to 66' south of Sacramento Street.

1148 TAYLOR STREET - REGAL TRAVEL

- a) At 1148 Taylor Street, revoke existing 22' green zone, extending from south property line 22' north of same.

1257 TAYLOR STREET - S.F.P.D. - REVOKED

- a) At 1257 Taylor Street, revoke existing 30' white zone, extending 22' south of south curb of Washington Street to 52' south of Washington Street.

1360-90 TAYLOR STREET - S.F.P.D. - REVOKED

- a) At 1360-90 Taylor Street, revoke existing 44' white zone, extending from 18' to 62' north of the south property line of the building.





2408 FOLSOM STREET - S.F.P.D. - REVOKED

- a) At 2408 Folsom Street, revoke existing 25' yellow zone, extending 25' north of the south line.

736-38 LARKIN STREET - S.F.P.D. - REVOKED

- a) At 736-38 Larkin Street, revoke existing 36' yellow zone, extending from 5' to 41' south of the north line of the building.

4686-18th STREET - S.F.P.D. - REVOKED

- a) At 4686-18th Street, revoke existing 42' green zone, extending 42' west of the east property line.

1817 CALIFORNIA STREET - S.F.P.D. - REVOKED

- a) At 1817 California Street, revoke existing 27' white zone, extending from 13' to 40' west of the east line of the building.

1802 BUSH STREET - S.F.P.D. - REVOKED

- a) At 1802 Bush Street, revoke existing 22' green zone, extending from 6' to 28' east of west property line.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 273 feet of green, white and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

- a) Lieutenant Robert T. Moore, Richmond Station, for service, effective December 2, 1981.
- b) Sergeant Lenox G. Etherington, Communications Division, for service, effective December 2, 1981.

The communications were ordered filed.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 30-82

MARK T. ZAPALIK

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 392-634 against the City and County of San Francisco in the sum of \$183.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 22, 1981

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 31-82

JOSEPH WILLIAMS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Joseph Williams in the sum of \$12,500.00 in Superior Court Action No. 768-897, entitled "Joseph Williams vs. CCSF, Richard Oakes, Vincent Repetto, and Does I through X, inclusive," as





the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 18, 1980

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 32-82

RICHARD L. GRIMES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard L. Grimes against the City and County of San Francisco in the sum of \$35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 22, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 33-82

KERWIN H. CHAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kerwin H. Chan against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 15, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 34-82

ROGER MARTINEZ

RESOLVED, that the recommendation of the



City Attorney for settlement of the claim of Roger Martinez against the City and County of San Francisco in the sum of \$750.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 7, 1981

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 35-82

DONALD H. GORDON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Donald H. Gordon against the City and County of San Francisco in the sum of \$328.40 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 15, 1981

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 36-82

ELIZABETH WILLIAMS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Elizabeth Williams against the City and County of San Francisco in the sum of \$20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 13, 1981

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez





RESOLUTION NO. 37-82

KIRBY ELVIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kirby Elvin against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 17, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 38-82

JEANNE S. PETERSEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jeanne S. Petersen against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 19, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 39-82

POLICE NARCOTIC FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of \$6,000.00, charging same to Index Code 580217 as an advance on the Police Narcotic Fund for the month of January, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 40-82

POLICE CONTINGENT FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of \$4,000.00, charging same to Index Code 580217 as an advance on the Police Contingent Fund for the month of January, 1982.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 41-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant David Christensen)	\$600.00	(Middle Manage-
Ingleside Station	) each	(ment Training
	)	(Course, Kelsey-
Lieutenant James F. Martinez)		(ville, Calif-
Northern Station	)	(ornia, from
	)	(November 30,
Lieutenant Bill Taylor	)	(1981 to Decem-
Internal Affairs Bureau	)	(ber 11, 1981.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 42-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:





Inspector/Sergeant) \$440.00 (Juvenile Law Rn-  
James Griffin ) (forcement Officers  
Juvenile Division ) (Training Course,  
(Sacramento, Calif-  
(ornia, from December  
(13,1981 to December  
(18,1981.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 43-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouch-  
ers submitted by the following-named members of  
the Police Department for expenses incurred in  
attending the below-indicated program, be, and  
the same is hereby approved:

Sergeant Kevin O'Connor) \$598.00 (Sexually Deviant  
Sexual Assaults Unit ) each (Behavior and Crim-  
) (inal Psychological  
Sergeant Peter Otten ) (Profiling Seminar,  
Sexual Assaults Unit ) (New Orleans, Louis-  
(iana, from May 12,  
(1981 to May 14,1981.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 44-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher  
submitted by the following-named member of the  
Police Department for expenses incurred in attend-  
ing the below-indicated program, be, and the same  
is hereby approved:

Inspector Lloyd Cunningham) \$365.00 (66th Annual  
Fraud Detail ) (Conference of the  
(International  
(Association for  
(Identifications'



(Questioned Document  
(Workshop, Santa Monica,  
(California, from May  
(25, 1981 to May 28,  
(1981.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 45-82

AUTHORIZING ATTENDANCE OF POLICE OFFICERS  
JOHN MEEK AND JEROME SENKIR, REPORT WRITING  
INSTRUCTORS ASSIGNED TO THE POLICE ACADEMY,  
AT THE REPORT WRITING FOR TRAINERS COURSE IN  
GILROY, CALIFORNIA, FROM JANUARY 18, 1982 TO  
JANUARY 20, 1982.

RESOLVED, that the recommendation of the  
Chief of Police that Police Officers John Meek  
and Jerome Senkir, Report Writing Instructors,  
Police Academy, be detailed to attend the Report  
Writing for Trainers Course in Gilroy, California,  
from January 18, 1982 to January 20, 1982, be,  
and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officers  
Meek and Senkir in a sum not to exceed \$227.00  
each, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 46-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER JOHN  
MEEK, REPORT WRITING PROGRAM MANAGER, POLICE  
ACADEMY, AT THE SEMINAR FOR BASIC ACADEMY REPORT  
WRITING INSTRUCTORS, IN SACRAMENTO, CALIFORNIA,  
FROM JANUARY 26, 1982 TO JANUARY 27, 1982.

RESOLVED, that the recommendation of the  
Chief of Police that Police Officer John Meek,  
the Report Writing Program Manager, for the  
Police Academy, be detailed to attend the Sem-  
inar for Basic Academy Report Writing Instructors  
in Sacramento, California, from January 26, 1982,  
be, and the same is hereby approved; and be it  
further





RESOLVED, that expenses incurred by Police Officer John Meek, will be directly reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 47-82

AUTHORIZING ATTENDANCE OF CAPTAIN RICHARD KLAPP AND LIEUTENANT RONALD JACKSON, PERSONNEL AND TRAINING, AT THE QUARTERLY MEETING OF THE COMMISSION ON PEACE OFFICER STANDARDS AND TRAINING IN SAN DIEGO, CALIFORNIA, ON JANUARY 28, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Captain Richard Klapp and Lieutenant Ronald Jackson, Personnel and Training, be detailed to attend the Quarterly Meeting on the Commission on Peace Officer Standards and Training in San Diego, California, on January 28, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Captain Klapp and Lieutenant Jackson, in a sum not to exceed \$108.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 48-82

AUTHORIZING ATTENDANCE OF SERGEANT DANIEL FOLEY AND POLICE OFFICER THOMAS PERDUE, INTELLIGENCE-GANG TASK FORCE UNIT, AT THE INFORMANT DEVELOPMENT AND MAINTENANCE COURSE IN SACRAMENTO, CALIFORNIA, FROM FEBRUARY 1, 1982 TO FEBRUARY 5, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Sergeant Daniel Foley and Police Officer Thomas Perdue, Intelligence-Gang Task Force Unit, be detailed to attend the Informant Development and Maintenance Course in Sacramento, California, from February 1, 1982 to February 5, 1982, be, and the same is hereby approved; and be it further



RESOLVED, that expenses incurred by Sergeant Foley and Officer Perdue in a sum not to exceed \$290.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 49-82

AUTHORIZING ATTENDANCE OF POLICE OFFICERS ROGER FOGG AND CHARLES COATES, DEPARTMENT ARMORERS, POLICE RANGE, AT THE "ORDNANCE EXPO 82" ARMORERS SEMINAR, IN LOS ANGELES, CALIFORNIA, FROM JANUARY 27, 1982 TO JANUARY 29, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officers Roger Fogg and Charles Coates, Department Armorers assigned to the Police Range, be detailed to attend the "Ordnance Expo 82" Armorers Seminar in Los Angeles, California, from January 27, 1982 to January 29, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officers Fogg and Coates in a sum not to exceed \$286.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 50-82

AUTHORIZING ATTENDANCE OF POLICE OFFICERS EDWARD DULLEA AND MICHAEL TRAVIS, TACTICAL DIVISION, AT THE EXPLOSIVE ORDNANCE DISPOSAL REFRESHER TRAINING COURSE IN HUNTSVILLE, ALABAMA, FROM JANUARY 24, 1982 TO JANUARY 29, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officers Edward Dullea and Michael Travis, Tactical Division, be detailed to attend the Explosive Ordnance Disposal Refresher Training Course in Huntsville, Alabama, from January 24, 1982 to January 29, 1982, be, and the same is hereby approved; and be it further





RESOLVED, that expenses incurred by Officers Dullea and Travis in a sum not to exceed \$1,072.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Nelder, Toler, Sanchez

NAYS: Commissioners Daly, Murphy

Commissioners Murphy and Daly protested sending any Staff to a state that has not reatified the ERA Amendment since it violates the City Ordinance prohibiting persons going to unratified states on public business.

RESOLUTION NO. 59-82

AUTHORIZING ATTENDANCE OF SERGEANT/INSPECTORS DAVID BOWMAN, MICHAEL DOWER, CALVIN NUTTING AND INSPECTOR TIMOTHY CASEY, ROBBERY DETAIL, AT THE TENTH ANNUAL CALIFORNIA ROBBERY INVESTIGATORS TRAINING SEMINAR IN SAN JOSE, CALIFORNIA, FROM FEBRUARY 3, 1982 TO FEBRUARY 5, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Inspectors David Bowman, Michael Dower, Calvin Nutting and Inspector Timothy Casey, Robbery Detail, be detailed to attend the Tenth Annual California Robbery Investigators Training Seminar in San Jose, California, from February 3, 1982 to February 5, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Inspectors Bowman, Dower, Nutting and Inspector Casey, in a sum not to exceed \$185.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 60-82

AUTHORIZING ATTENDANCE OF LIEUTENANT FRANKLIN GREER, INTERNAL AFFAIRS BUREAU, LIEUTENANT JAMES



STURKEN, PERSONNEL AND TRAINING, SERGEANT EDWARD LIGGINS, LEGAL OFFICE, AND SERGEANT MICHAEL SEYBOLD, LEGAL OFFICE, BE DETAILED TO ATTEND THE "PITCHESS MOTIONS" SEMINAR IN MENLO PARK, CALIFORNIA, ON FEBRUARY 10, 1982.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Franklin Greer, Internal Affairs Bureau, Lieutenant James Sturken, Personnel and Training, Sergeant Edward Liggins, Legal Office, and Sergeant Michael Seybold, Legal Office, be detailed to attend the "Pitchess Motions" Seminar in Menlo Park, California, on February 10, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenants Greer and Sturken and Sergeants Liggins and Seybold, in a sum not to exceed \$74.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

#### POLICE COMMISSION REPORT

Commissioner Murphy reported that the Commission had received an Internal Affairs Division Quarterly Statistical Report, however she said she would like to have some help as to what exactly the report shows.

Chief Murphy said he knew what she meant and he would have Mr. Jim Maas, the Civilian Complaint Investigator, explain in detail the significance of the statistics in the report.

Commissioner Daly said she had a question that did not have to be answered tonight but in the case of the woman who was killed when neighbors of the victim said that domestic violence had been occurring in the victim's home for more than a day and she wanted to know if the Department had records to show when the police were called, did they respond, what did they do when they responded? She said she felt that this was really important because apparently there are reports that the police were called, that they responded, they took no action, left, and it resulted in the death of the woman. She said she wouldn't say those reports are true





at this time but she really wanted to know just what occurred in that particular murder.

Chief Murphy said he would look into it.

She said secondarily, she wanted to say that she was extremely pleased with the plans promulgated in preparation for the 49er's homecoming. She said everything that she had heard is positive and she just wanted to make it known to her fellow Commissioners.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he was going to report that he would be away in Pontiac, Michigan, on Saturday and Sunday, but since it has been discussed earlier today, he had no report.

#### RECOMMENDATION OF THE CHIEF OF POLICE THAT THE MOTOR VEHICLE FOR HIRE PERMIT ISSUED TO PAUL W. HAU BE REVOKED

Officer Lamont Suslow of the Police Department's Permit Section, appeared before the Commission on this item and said that Mr. Hau was not present but the Department would request that the Commission proceed without him. He said the Chief has recommended revocation of Mr. Hau's Jitney Bus Permit and the reason for that is that Mr. Hau is one of the applicants for a jitney bus permit on the Downtown/Fisherman's Wharf Route.

He continued by saying that when Mr. Hau was granted the permit by the Commission on October 21, 1981, he had 60 days to meet the Commission's Criteria dealing with that route. He said that Mr. Hau never did come in to see him, he (Officer Suslow) called him several times but was only able to contact him on one occasion and that was December 15th and Mr. Hau said that he had heard from other applicants that the trial period on that route was not working out and that he would not bother to follow up on it.

He said the Department's recommendation is to revoke it under the provisions of the Police Code Section 1078 and Section 1099.

Commissioner Toler moved for revocation, Commissioner Nelder seconded, and it was unani-



mously approved.

Officer Suslow then gave the Commission a report on the status of the 7 Jitney permits the Police Commission granted on a trial basis for the Downtown/Fisherman's Wharf Route. He said only 6 applicants bought vans and attempted to operate. He said within a matter of 2 or 3 weeks after that the permittees came in and surrendered their permits stating that no one would get on their busses and ride. He said now there are only 2 left on file and one of those had his insurance policy cancelled January 12th, so on January 22, when the required 10 days have passed the Permit Section will file revocation proceedings for his permit and the other party is just waiting for his insurance notice to be sent to the Department, and the Permit Section will move on that one at that time also.

RESOLUTION NO. 62-82

JITNEY BUS LICENSE AND/OR PERMIT - PAUL W. HAU - REVOKED

WHEREAS, on October 13, 1981, Mr. Paul W. Hau was granted a Jitney Bus Operator's Permit #61452, a permit which would allow him to become a Jitney Bus Operator, and subsequently Permit #J-39 was granted by the Police Commission on October 21, 1981, allowing him to be a Jitney Bus owner; and

WHEREAS, said permits were granted contingent upon Mr. Hau complying with various stipulations that he must comply with within sixty (60) days from the approval of the Police Commission on October 21, 1981; and

WHEREAS, Mr. Hau failed to show evidence to the Permit Section that he had complied with those stipulations having allowed the sixty (60) day time period to pass without his doing so; and

WHEREAS, a hearing was held before the Police Commission on January 20, 1982, to show cause as to why Mr. Hau's permit should not be revoked; and

WHEREAS, Mr. Hau failed to appear at the Police Commission hearing on January 20, 1982, and was not represented by counsel; therefore be it





RESOLVED, that based on findings of facts submitted by the Chief of Police, the Police Commission does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Mr. Paul W. Hau to operate a jitney bus on the Downtown/Fisherman's Wharf Route.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 63-82

REQUEST OF MR. EARL W. WHEELER TO SUSPEND OPERATION OF HIS JITNEY BUS PERMIT FROM DECEMBER 16, 1981 TO JANUARY 4, 1982 - APPROVED

WHEREAS, Mr. Earl W. Wheeler has requested permission be granted to suspend operation of his motor vehicle for hire permit from December 16, 1981 to January 4, 1982; and

WHEREAS, Mr. Wheeler did not appear in person and was not represented by counsel; however, Officer Lamont Suslow of the Permit Bureau indicated that at a Chief's hearing, it was recommended that Mr. Wheeler's request be approved; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Mr. Earl W. Wheeler for permission to suspend operation of his motor vehicle for hire permit from December 16, 1981 to January 4, 1982, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REQUEST FOR SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$34,527 TO REPAY CERTAIN DISALLOWED GRANT EXPENDITURES

Deputy Chief Shannon said he had previously appeared before the Commission and asked for \$38,000 for this same supplemental appropriation and when it went through to the Controller's Office they already had funds in that Grant



Account and advised the Department that the amount requested today is all that is necessary and returned the Supplemental Request Form. He said the Department is merely keeping the account straight by asking for the amount stated in the request tonight.

Commissioner Murphy moved for approval, Commissioner Nelder seconded, and it was unanimously approved. The former request was also rescinded by this order.

RESOLUTION NO. 64-82

REQUEST FOR SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$34,527 TO REPAY CERTAIN DISALLOWED GRANT EXPENDITURES

RESOLVED, that the Police Commission hereby approves the Supplemental Appropriation in the amount of \$34,527.00 to repay certain disallowed grant expenditures from grant funds. The needed funds will be transferred from the Sworn Salary Account (0020) to a Revenue Transfer Account (9991); and be it further

RESOLVED, that the Police Commission hereby rescinds the "Request for Supplemental Appropriation" in the amount of \$38,697 approved on November 12, 1981 for the same purpose.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL ORDER I-10, CITIZEN'S ARREST PROCEDURE.

Deputy Chief Shannon said he met with the San Francisco Police Officers' Association on this item and they have no problems with the order.

He said the order merely outlines the proper procedure on receiving persons arrested by citizens.

Commissioner Nelder moved for approval, it was seconded by Commissioner Toler, and unanimously approved.





Mr. Stephen Bley, San Francisco Police Officers' Association attorney, rendered an opinion on this item and so did Mr. George Grunig, San Francisco Citizen.

RESOLUTION NO. 65-82

DEPARTMENT GENERAL ORDER I-10 "CITIZEN'S  
ARREST PROCEDURE" - APPROVED

RESOLVED, that the Police Commission hereby adopts the proposed Department General Order I-10 "Citizen's Arrest Procedure."

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 61-82

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING  
OF CHARGES - APPROVED

WHEREAS, Police Officer Daryl P. Williams, Muni Transit Police Division, was suspended without pay effective October 9, 1981, at 2300 hours, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Daryl P. Williams, Muni Transit Police Division, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Daryl P. Williams, Muni Transit Police Division, be placed on a Leave of Absence Without Pay at his request for a period of seventy-one (71) days commencing January 9, 1982, until his hearing is held before the Police Commission, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 68-82

RECRUIT OFFICER LARRY J. STEPHENS, SUPPORT  
SERVICES BUREAU-FILES SECTION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Recruit Officer Larry J. Stephens, Support Services Bureau-File Section, as follows:

SPECIFICATION NO. 1

Engaging in conduct which reflects discredit on the Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Being under the influence of intoxicating liquor to such an extent as to be unable to exercise police powers. (Violation of Section 2.125 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Recruit Officer Larry J. Stephens, Support Services Bureau-File Section, is set for Wednesday, January 27, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 69-82

POLICE OFFICER FRANCIS MURPHY, POTRERO POLICE  
STATION

WHEREAS, charges of violating the Rules and





Procedures of the San Francisco Police Department were filed against Police Officer Francis Murphy, Potrero Police Station, as follows:

SPECIFICATION NO. 1

Sleeping while on duty. (Violation of Section 2.101 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to remain within hearing of a signal calling for his services. (Violation of Section 9.147 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to obey and promptly execute the lawful orders of his superior officer. (Violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department )

SPECIFICATION NO. 4

Engaging in conduct which tends to subvert the good order, efficiency, and discipline of the department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Francis Murphy, Potrero Police Station, is set for Wednesday, January 27, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez



RESOLUTION NO. 66-82

AUTHORIZING ATTENDANCE ON BEHALF OF THE  
SAN FRANCISCO POLICE DEPARTMENT THE GIFT  
OF \$6,500.00 FROM FIRST INTERSTATE BANK  
FOR USE BY THE SAN FRANCISCO SENIOR ESCORT-  
OUTREACH PROGRAM.

---

RESOLVED, that the Police Commission  
of the City and County of San Francisco  
authorizes the Chief of Police to accept on  
behalf of the City and County of San Fran-  
cisco, the gift of \$6,500.00 from First  
Interstate Bank for use by the San Francisco  
Senior Escort-Outreach Program for the pur-  
pose of reopening the South of Market Office.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

Thank you letters should be sent from the Com-  
mission and Lieutenant Frank Jordan, Crime  
Prevention Education Unit.

HEARING OF POLICE OFFICER LUCIEN R. SENHAUX,  
SOUTHERN POLICE STATION

Officer Lucien R. Senhaux, indicated by tele-  
phone to Lieutenant Frazier that he planned to  
resign from the Department. He requested that  
he be sent a resignation form with a date al-  
ready affixed as resigning effective January  
25, 1982.

The Commissioners then said, based on that  
particular representation, they would continue  
the officer's hearing to February 10th, 1982,  
in order to give the officer time to complete  
and return the form to the Department.

RESOLUTION NO. 67-82

HEARING OF POLICE OFFICER LUCIEN R. SENHAUX,  
SOUTHERN POLICE STATION - CONTINUED FROM MEET-  
ING OF JANUARY 20, 1982.

WHEREAS, the hearing of Police Officer  
Lucien R. Senhaux, Southern Police Station, was  
called, it having been set for this date; and

WHEREAS, it has been requested by Police





Officer Lucien R. Senhaux to be sent a resignation form, which upon completion is to be effective January 25, 1982; therefore be it

RESOLVED, that the hearing in the matter of Police Officer Lucien R. Senhaux, be continued to Wednesday, February 10, 1982, at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy

ABSENT: Commissioner Sanchez

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY  
OF POLICE OFFICER PATRICIA WILLIAMS, SOUTHERN  
POLICE STATION

The hearing of the appeal of the suspension of Police Officer Patricia Williams, Southern Police Station, was called, it having been set for this date. Police Officer Patricia Williams appeared in person and was represented by Mr. Robert Barry, San Francisco Police Officers' Association.

Mr. Robert Martin, Attorney at Law, appeared as Prosecutor for the Police Department.

Opening statements were made by both Mr. Robert Martin and Mr. Robert Barry.

The following-named witness was called by the Defense, sworn and testified:

Police Officer Patricia Williams  
Southern Police Station

Thereafter, closing statements were made by Mr. Martin and Mr. Barry.

The Commission took the matter under submission and continued the hearing on the appeal of the Chief's suspension of Officer Patricia Williams for ninety (90) days during which time reports are to be submitted the 1st and 15th of each month as to what her weight is on those weigh-in dates. Commencing date will be February 1, 1982, and is to continue each month to and until April



15, 1982. The officer shall thereafter appear for the continuation of her hearing on Wednesday, April 21, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

Recesses taken during hearing  
of Officer Patricia Williams:

1916 hours to 1943 hours.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy

ABSENT: Commissioner Sanchez

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY  
OF POLICE OFFICER PATRICIA JACKSON, PARK  
POLICE STATION.

The hearing of the appeal of the suspension of Police Officer Patricia Jackson, Park Police Station, was called, it having been set for this date. Police Officer Patricia Jackson appeared in person and was represented by Sergeant/Inspector Paul Chignell, Police Officers' Association.

Mr. Robert Martin, Attorney at Law, appeared as Prosecutor for the Police Department.

Opening statements were made by both Mr. Robert Martin and Sergeant/Inspector Paul Chignell.

The following-named witnesses were called by the Defense, sworn and testified:

Officer Gabriel A. Gallaread  
Park Police Station

Sergeant/Inspector Billye Morrow  
Police Academy

Lieutenant Willie E. Frazier  
Secretary to Police Commission

Officer Patricia Jackson  
Park Police Station

Thereafter, closing statements were made by Mr. Robert Martin, and Sergeant/Inspector Paul Chignell, and Mr. Robert Barry, Police Officers' Association.





The Commission took the matter under submission and continued the hearing on the appeal of the Chief's suspension of Officer Patricia Jackson for ninety (90) days during which time reports are to be submitted the 1st and 15th of each month as to what her weight is on those weigh-in dates. Commencing date will be February 1, 1982, and is to continue each month to and until April 15, 1982. The officer shall thereafter appear for the continuation of her hearing on Wednesday, April 21, 1982, at 5:00 p.m., in Room 551, Hall of Justice.

Recesses taken during hearing  
of Officer Patricia Jackson:

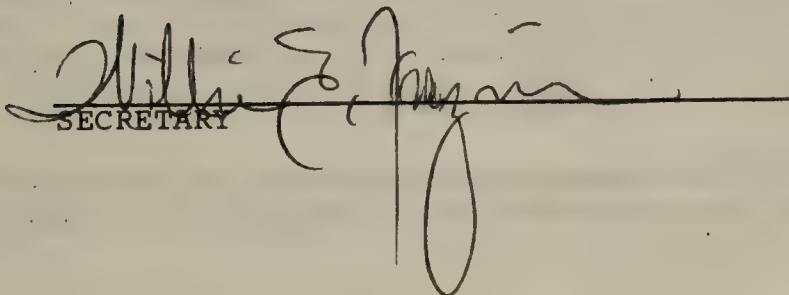
2045 hours to 2100 hours.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy

ABSENT: Commissioner Sanchez

The record should show that Commissioner Sanchez left the meeting at this point and only Commissioners Daly, Toler, Nelder and Murphy remained to rule on the above items.

The Commission adjourned its meeting at  
9:05 p.m.

  
SECRETARY



27 JANUARY 1982 REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street on Wednesday, January 27, 1982 at 1630 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

JUN 30 1982

SAN FRANCISCO  
PUBLIC LIBRARY

HEARING OF INSPECTOR WILLIAM C. BIGARANI,  
BUREAU OF INVESTIGATIONS

Mr. William Beirne said that he has been informed that Commissioner Murphy who has sat in on all of the previous issues concerning this case is not present tonight. He said he has had an opportunity to discuss this with his client and he feels that it would only be fair that in the Commission's deliberations Commissioner Murphy should also be present and take in these deliberations. He said, therefore, he would respectfully request that his client's case be continued, for summation, to a convenient date for the full Commission's deliberation.

Commissioner Nelder said he felt that Mr. Beirne has a good point in that all five Commissioners spent endless hours listening to this case and when a decision is made, it should be decided upon by a full Commission. He said if there isn't any disagreement, he would move that the matter be continued to February 10, 1982 at 4:30 p.m.

The matter was voted upon and unanimously approved for continuation to the above date and time.

RESOLUTION NO. 79-82

HEARING OF INSPECTOR WILLIAM C. BIGARANI, BUREAU





OF INVESTIGATIONS - CONTINUED FROM THE MEETING OF WEDNESDAY, JANUARY 13, 1982.

WHEREAS, the hearing of Inspector William C. Bigarani, Bureau of Investigations, was called, it having been set for this date; and

WHEREAS, it has been requested by Mr. William T. Beirne, attorney for Inspector William C. Bigarani, that because of the absence of a full complement of Police Commissioners, the matter be continued to February 10, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Inspector William C. Bigarani, Bureau of Investigations, is continued to Wednesday, February 10, 1982 at 1630 hours, in Room 551, Hall of Justice

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

CITIZEN'S AWARD PRESENTATION.

Chief Murphy introduced Police Officer Mary Petrie at this time to address the Commission in regard to this item.

Officer Petrie read the following statement into the record: "The Honorable Members of the Police Commission along with Police Chief Cornelius P. Murphy are honored to officially recognize the courageous actions of the following citizens who in many cases risked their lives in assisting others. Since these outstanding individuals have by their selfless acts demonstrated a real concern for the needs of others, we who are present tonight wish to thank them for their valor."

Citizen Commendation Certificates were presented to the following:

Mr. Robert Melendy

Mr. Robert Bennett and Mr. Noufan Iyesi

Mr. Augustine Vasquez

Mr. Max Lozada



Colonel Henry Morris

Mr. Ronald McFadden

Mr. Michael Destouet

Ms. Linda Hauswirth

Mr. Bob Thompson

Mr. Bobby Brown

Mr. Rodney Bewley

RESOLUTION NO. 70-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
LARRY J. STEPHENS, SUPPORT SERVICES BUREAU -  
FILES SECTION

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Larry J. Stephens, Support Services Bureau-Files Section, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Recruit Officer Larry J. Stephens, that the date for the hearing before the Police Commission be set for February 3, 1982; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Recruit Officer Larry J. Stephens is set for Wednesday, January 3, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 71-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
MICHAEL SEARS, POLICE GARAGE

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Michael Sears,





Police Garage, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Recruit Officer Michael Sears, that the date for the hearing before the Police Commission be tentatively set for February 24, 1982; therefore be it

RESOLVED, that the hearing for the disciplinary charges filed against Recruit Officer Michael Sears, is tentatively set for Wednesday, February 24, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 72-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER JAMES T. SPILLANE, NORTHERN POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer James T. Spillane, Northern Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer James T. Spillane, that the date for the hearing before the Police Commission be set for March 10, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer James T. Spillane, Northern Police Station, is set for Wednesday, March 10, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy



RESOLUTION NO. 73-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
FRANCIS MURPHY, POTRERO POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Francis Murphy, Potrero Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Francis Murphy, that the date for the hearing before the Police Commission be set for March 24, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Francis Murphy is set for Wednesday, March 24, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

HEARING OF POLICE OFFICER YVONNE HARBOR,  
POTRERO POLICE STATION

Mr. Stephen Bruce Bley said that he had just this moment received word that his daughter had broken her arm at home and was enroute to the hospital. He said because of this he would request a continuation of his clients hearing to February 24, 1982 at 5:00 p.m.

This request was granted.

RESOLUTION NO. 74-82

HEARING OF POLICE OFFICER YVONNE HARBOR, POTRERO  
POLICE STATION - CONTINUED FROM MEETING OF  
WEDNESDAY, DECEMBER 3, 1981.

WHEREAS the hearing of Police Officer Yvonne Harbor, Potrero Police Station, was called, it having been set for this date; and





WHEREAS, it has been requested by Mr. Stephen Bruce Bley, attorney for Police Officer Yvonne Harbor, that because of notification of an injury to a member of his family, the matter be continued to February 24, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Yvonne Harbor, Potrero Police Station, is continued to Wednesday, February 24, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 75-82

RECRUIT OFFICER WILLIAM DE SENA, POLICE GARAGE

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Recruit Officer William DeSena, Police Garage, as follows:

SPECIFICATION NO. 1

Failure to enforce all penal laws and ordinances. (Violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to make a written report of a crime which has not already received the attention of another member. (Violation of Section 2.61 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to prevent crime, detect and arrest offenders and enforce all criminal laws and penal ordinances. (Violation of Section 2.03 of the Rules and



Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Visiting a place wherein he knows or suspects that a penal statute or ordinance is being violated. (Violation of Section 2.99 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Misconduct which reflects discredit upon the department and members thereof. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Recruit Officer William De Sena, Police Garage, is set for Wednesday, February 3, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 76-82

AUTHORIZING ATTENDANCE OF SERGEANT PHILIP DUNNIGAN, MISSION STATION, AT THE INTERNATIONAL SOCIETY FOR INVESTIGATIVE AND FORENSIC HYPNOSIS QUARTERLY MEETING IN LOS ANGELES, CALIFORNIA, ON JANUARY 29, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Sergeant Philip Dunnigan, Mission Station, be detailed to attend the International Society for Investigative and Forensic Hypnosis Quarterly Meeting in Los Angeles,





California, on January 29, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Dunnigan in a sum not to exceed \$118.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

RESOLUTION NO. 77-82

AUTHORIZING ATTENDANCE OF SERGEANT RENE LaPREVOTTE, VICE CRIMES-NARCOTICS UNIT, AT THE NORTHERN AND SOUTHERN CALIFORNIA AIR/MARINE COORDINATING COUNCIL JOINT MEETING IN SACRAMENTO, CALIFORNIA, FROM JANUARY 28, 1982 TO JANUARY 29, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant Rene LaPrevotte, Vice Crimes-Narcotics Unit, be detailed to attend the Northern and Southern California Air/Marine Coordinating Council Joint Meeting in Sacramento, California, from January 28, 1982 to January 29, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Rene LaPrevotte, in a sum not to exceed \$90.00, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Sanchez

ABSENT: Commissioner Murphy

Commissioner Sanchez at this time said: "The Police Commission is requesting the Chief of Police to undertake a comprehensive review of the activities this past weekend pertaining to both, prior to the events of Sunday, Sunday, and the Parade itself as far as review of our Department's Rules, Regulations, Procedures, as far as deployment of manpower, utilization of manpower, intelligence, and any other areas the Commission wishes to discuss at this point.



The Commission at this point is not making any conclusion, is not stating in fact, any areas of policy that have worked or need revision, until the Department does a complete study of what, in fact, did happen pertaining to Department Rules and Regulations and implementation of Department's policies.

Does the Commission have any further comments to this request of the Commission to the Chief? Commissioner Toler?"

Commissioner Toler: "I would like to know how much time the Chief needs to prepare this report?"

Chief Murphy: "I think two weeks would be sufficient."

Commissioner Daly: "I have a few comments, having been involved in some of the planning for the celebrations and certainly it is obvious that none of us thought that 500,000 people would gather. If we consider a city with a population of 650,000 and to deal with 500,000 is like we had to have a police force who could handle every breathing and walking human being in the city that decided to gather.

I was up all Sunday night with my radio and listening to what went on. I observed a lot on Monday afternoon and Monday night. I think, now is a good opportunity for this Commission to take a public stand, either we are the Civilian Review Board or we are not the Civilian Review Board. I think, I saw an excellent presentation by a Psychologist, or Sociologist from Stanford University and he was discussing why people express anger, frustration and violence. And one of the most interesting things that he said was, that there is a certain amount of personal anonymity that is created so that a person is no longer identified as they normally would be and, therefore, behave in a way as they wouldn't under normal circumstances when they can be easily identified. Carrying that a little bit further, I think that it is pretty obvious that the same kind of psychology is probably applicable to police officers who choose to join in such anonymity by removing their stars.

Since I have been on this Commission this has been a complaint, it's been constant, and I think that it should be the policy of this Commission and the policy of this administration, that any officer who removes his star,





removes it forever because that is seeking anonymity and it's done on purpose. I thought we had solved the problem by having numbers stitched onto uniforms, I know we are terribly unprepared, but I do believe there are a handful of officers who should not have been on duty that day and I think that we have publicized the new IAB Procedures that we worked on for almost two years because we wanted to be careful, we have questions still in front of the City Attorney, but I think it is time now that the public is aware that we have spent almost two years developing new procedures, they should be enacted at this point, this Commission has to act as a Civilian Review Board and insure all of the citizens that any officer who misbehaved, or any officers who committed acts of violence themselves, and there is certainly film that we will be viewing, the citizens have to know that those officers will not be in such a position again. It's just extremely important at this particular time. I feel very torn and I did Sunday night, I know that the Mayor and the Chief and other City Officials were not here Sunday night, but I am pretty sure that they are aware of the kind of evening that we had. And I don't believe there was any way for any of us to anticipate those crowds, to anticipate that kind of anger and violence and destruction, and on the other hand, I think that when we give citizens, or give people guns, and sticks and helmets, we have to know that they are going to be the responsible people and show responsibility and some care about the citizens, so I am happy about the report, it would be interesting to see the report but I am tired of repeated complaints and I see them now coming from all parts of the City and it's not just Gay, and it's not just Black, and it's just not Latino's, and it's not just Communists, it's everyday citizens who got caught up innocently in a mess and some of our police officers, I think it's pretty clear, did not obey the Rules and Procedures. I agree we are under a lot of pressure, I know a lot of them spent a lot of hours but I will accept the responsibility for us not being prepared but this Commission is going to, I think, for me to take part in this Administration, is going to have to accept what Mayor George Moscone said, what this Administration has said, we are the Civilian Review Board and we have the means by which citizens have much more opportunity to make complaints and much more access to justice and I think it is time that we really put it out there and this is a great way to prove that what we have devised will work and will be just for everybody concerned."

Comissioner Nelder: "Well, I was just wondering Chief, I guess you haven't completed any type of investigation to determine some of the things that Commissioner Daly has said such as the lack





of wearing the stars. I think that is, of course she indicated that this was an unforgivable act of conduct. I don't see why anyone would take the star off. That I can't understand at all. I suppose being one of the few fellows that was in the VJ melee at that particular time as a police officer and having observed what we did the other day and then I know there is a great number of reports that said this is the first time that we have had a half a million people viewing a given incident but the fact of the matter is there was a half million people in the Golden Gate Park when Father Payton gave his rosary and I think you were there and others were there and we had absolutely no incident. There is a different type person that attends these various functions and I think that being not a new 49'er faithful, having been one for about 20 years, I can tell you that anyone could have anticipated a great degree of problems once the situation developed and I would hope that when you submit your report that you would let us know what preparations and planning had been done."

Commissioner Toler: "The only thing that I just wanted to add is I realize it was a very difficult job for the officers in trying to control the crowd but I would like to ask the Chief regarding the Rules and Procedures as far as removal of the badge or stars, is there anything that says that they can at certain times, remove their badge or stars at anytime?"

Chief Murphy: "No, we have made arrangements with the Tactical Division to have cloth stars with their numbers sewn on their jumpsuits which they wear, but the cost involved....we had considered doing that for the whole department but the cost is enormous and the money just wasn't there to do it. There have been instances in other demonstrations and riots where police officers have had their stars torn off of their shirts and if we are going to tell the police officers that they can't take their star off in that kind of a situation, obviously, we can't hold them accountable for that star."

I think what we should be able to do is to have some identifier underneath the star and then let the officer take the star off, but I don't think it's unreasonable to ask them to let them take it off because if it can be stolen, it can be turned inward on his shirt and used against him, but I think if we make some provision that there is an identifying number, his own star number underneath his shirt, should he remove his star then I think that's reasonable. I don't think it is appropriate at this time for the Commission to draw any conclusions at all as to the conduct of the officers that were on duty at that celebration. I think there may well have been some





instances of misconduct but we have to judge those individually as the cases are brought to us and we have the facts to present to the Commission. For the most part I think the officers did very well. They were out there in a very difficult situation they were there to maintain order, and violence, vandalism, looting under any guise whatsoever, even in a celebration like this is not appropriate and the police are there and they are going to take action whether it is popular or unpopular. If we put them in that situation we are going back to May 21st where they are sitting in front of City Hall for three hours getting belted with rocks and bottles, that will not happen as long as I am Chief of Police of San Francisco.

Police Officers are out there, they have a job to do, they know the job, if they exceed their authority we will hold these people accountable, but in the meantime, until we get the facts, I don't think we should draw any conclusions until we do get the report."

Commissioner Daly: "I want to make sure that there is no misunderstanding that I have drawn any conclusions on any...I don't even know what cases may even be brought but I do think it would be intelligent to see that a riotous situation like May 21st, or a demonstration for Civil Rights, or against the war attracts a different type of crowd than a football celebration.

Of course the city has never experienced anything like this before, but what worried me were the school children who came down in busses and people who got caught up in the crowd had no way to get out and as far as I could see we had no means by which to warn people that there was any exit and any way to get those kids and innocent people out. So I am not coming down on the Department in this respect, I am saying that the Police Commission has a duty at this time and I believe that we have also a duty to announce to the public that there is a new system and it is being enacted and there is room for people who need to make complaints to do it and that this Police Commission and the Administration respond."

Commissioner Nelder: "I think Chief, that there was no one here making a judgment at this particular time because we don't know if there is anything forthcoming. We would have to make a judgment at that time. The only reason which provokes us to discuss this is the fact that there has been some complaints made and actually I suppose each of us was in a different position. In my particular position I guess I was in the worse part of the whole situation between 7th and 5th on Market, and maybe that wasn't the place to be at that time,



but the fact of the matter is I think a report should be forthcoming because I think to some degree a good number of San Franciscans are getting a bum rap too, because I think a lot of the people that were demonstrating actually came from outside. The people that I saw appeared to me to be from the peninsula and other places and the only way I could confirm this is by a report to us. I think you may find this to be a factual situation that it was a tremendous influx from the outside."

Commissioner Toler: "The only thing that I wanted to say is that I do share the concerns of my fellow Commissioners as far as the concerns that have been expressed by them regarding the behavior of the officers, however, I would not be judge and I too will wait for the report from the Chief which I am sure will be a thorough report and we will go from there. But I think there is room for improvement in this sort of situation."

Commissioner Sanchez: "My only comment per se is that I think there is a great deal of joy and at the same time frustration and concern over a historical event that happened in this city and there was a great deal of anxiety shared throughout the community. Many of the schools let children out to go down to the parade to participate, and given the situation, the parade did not take place per se for whatever reason, whatever, which will be part of the report I am sure.

I just wish to share this, the Police Commission at least in my conceptualization of a Police Commission does, in fact, serve as a Civilian Review Board and it also serves in reference in the establishment of policy and procedure. I think that is the context of our questions. You know, let's have a review pertaining to the Department's process and procedures.

I remember reading again and again the POST Report Management Survey of '77 which the Police Commission had requested pertaining to the Department's performance as far as management survey in all areas. There were specific recommendations in all areas covered pertaining to utilization of manpower, crowd control, training, supervision, dissemination of information. I happen to be along with Commissioner Toler, on the Commission during the riots after the death of George Moscone and of Harvey Milk and the Commission, at that point, was put into a situation whereby if we came in with our own findings or came with the findings of the Department it would be a matter of bias interpretation so, at that point, there was a decision





rendered to contract out to an independent organization to do a comprehensive report done by SRI. There were specific recommendations, specific areas mentioned, pertaining to the Department's policies and procedures, given crowds, given dissemination of information to crowds, staffing, intelligence. What I am saying is that we have had two reviews of the Department's Rules and Regulations, some that have been changed, some that have not been changed and, hopefully, your report Chief will take a look at those Rules and Regulations and come in with both findings and specific recommendations for the Department if, in fact, you feel there is justification.

The Commission is not involved in the day to day operations of the police department. We are not here per se. At the same time the buck stops here, we hold the Department accountable, we hold ourselves accountable pertaining to insuring the highest quality of law enforcement in the city. And all of us feel that the Department has done a significant job as far as law enforcement and equity of service, access and accountability. Nonetheless, there have been various situations, questions have been raised, it is a unique time to have a review by you and your staff and present the findings to us and, at that time, we could either accept, reject, discuss at that point, but I think that again there has been enough studies done centering around training, supervision, utilization of people in crisis situations, crowd control. I think it is just a unique opportunity to review that within the context of the Department's policies and regulations and come in with some findings and recommendations.

Are there further comments or questions by the Commission?"

Commissioner Nelder: "I think that is pretty well said. I think that we have experienced, this Department and the people that are in command of the Department, certainly were in the Department during the times that we had some major demonstrations during the 60's, we learned a lot, and we didn't have a great deal of trouble from that standpoint, so I think it is a good opportunity to make this review and present it to the Commission and see just where it takes us.

I think that some of the problems that develop in this kind of a situation could be avoided, and I think that it is a good opportunity to do that."



Commissioner Toler: "I think that something should be said regarding the fine work that the Department did do in controlling the crowd. And I don't think anyone can say they didn't do their job, but there were some isolated cases that I think that should be looked into to see just what happened, but it was a tremendous job by the Department and I would like to congratulate the Chief and those who were responsible."

Commissioner Daly: "I think it is amazing, I would love this to be off of the record, I am amazed to see that no one died by it frankly, and one of the most incredible things was to get all of those people off the tops of those buildings. I wondered if what we did is go up and say either get off or we'll push you off, but I do believe if we hadn't done that as quickly as we had, somebody would have fallen off. It's just amazing to me that as many people has gotten out of this as safely as possible. This is constructive criticism and it's really self directed I think, and I hope that's becoming clear."

Commissioner Nelder: "Well, the motivation of the various celebrants has to always be taken into consideration in any kind of a demonstration parade or otherwise. And it's not a bad subject to discuss because I have to be totally honest with you and tell you that it is pretty rough. I mean if you wanted your car kicked from one end to the other all you had to do is ride from 7th to 5th on that particular day and if you didn't get turned over you were pretty lucky. So I think that as Commissioner Daly said that we were very fortunate that nobody was killed and some, perhaps, were injured, but the fact of the matter is that this is a golden opportunity to discuss this type of a subject because I think that it can even be done better despite the fact that you did an excellent job."

Chief Murphy: "True enough, but my only concern Commissioners is that there are people that are quick to place blame for everything that happens and I am not going to stand by and see this police department be a scapegoat for whatever occurred here. We will be responsible for the action of our police officers and that's all. You know if our policies and procedures were adhered to fine, if they weren't, we will take the appropriate action, but to look for a scapegoat, I don't say that anyone's doing that now, but I get the impression that a lot of people in this city are wont now to place blame for all that occurred on those two days on somebody and it is not going to fall on the police department."





Commissioner Nelder: "Well, and of course we have to take that under consideration too. I think that is fairly stated that you wouldn't be there unless there was a problem, and this is very fundamental. But, of course, what we are saying, at this point, is we agree up to a point but we do feel that when we do something, when you do something there are other areas that you learn each time there is an incident. And in this particular occasion that was a great thing as Commissioner Sanchez said that the 49'ers and the city becomes number one in as far as football is concerned, but we surely don't want anybody to get hurt, or killed, and that's the purpose of our inquiry."

Commissioner Sanchez: "Yes, I would just add a footnote to that Chief, and that is that I think that Bill Walsh stated it, you know, after the niners proved that we were World Champions, and I guess the reporters were hitting him about well, you know, and he said you know there is room for improvement and we are going to work on some certain areas and we are going to be even better next year. I mean it was a whole attitude, we did it and we are going to be even greater next year and what we are saying, in essence, as San Franciscans, as members of basically the Civilian Body that serves on the Police Commission, we look at our institution of Law Enforcement and we see many strengths and we see some situations perhaps that need to be looked at which we are requesting now and then, at that point, come in with the facts, recommendations, and let's see if, in fact, we could be even better and be an even better super team."

Commissioner Nelder: "And not only that we hope that we will be doing another repeat when the Giants terminate their season in the fall, but again, there is an incident where perhaps you won't have the same kind of demonstration. This is my point. In 1962 when the Yanks and the Giants played out here we didn't have any incident to be concerned with and this was for the World Series. There is a different crowd and you have to prepare differently for each entity. Anyhow, that's pretty much what I have to say."

Commissioner Toler: "Chief, I want to say I hope that you don't think we are criticizing the operation, or what may have happened during the celebration. As I said before, I thought that the Department had done a tremendous job. There were a few isolated cases that people who are interested that might have, say warranted this type of treatment but nevertheless, I think that the Department did a tremendous job and I don't really think that we are criticizing the



Department for the job it did because I don't think that is the case."

Commissioner Sanchez: "Again, the record is, this Commission has full confidence in the Chief of Police, and we have Rules and Procedures, and we know, in fact, that if there have been any violations that those will come before the Commission at some point. I mean that's a given, I mean we had established a record to that. Nonetheless, as we said, this is a unique situation in the past and those that have been happening before, and come in with findings and recommendations and let's make it an even better Department."

At this point, Commissioner Sanchez said he wanted to mention that the Commission met in Executive Session this date in an Attorney-Client Conference and no vote was taken.

Chief Murphy said that he also wanted to inform the Commission that he wanted to add an item to the Calendar in that he was requesting permission to attend the California Peace Officers Chief's of Police Association Convention in Santa Barbara, California from Monday, February 1, 1982 to Friday, February 5, 1982.

RESOLUTION NO. 78-82

AUTHORIZING ATTENDANCE OF LIEUTENANT BILL TAYLOR AND SERGEANT JOSEPH NORTHEN, INTERNAL AFFAIRS BUREAU, AND SENIOR MANAGEMENT ASSISTANT JAMES MAAS, POLICE COMMISSION, AT THE INTERNAL AFFAIRS SEMINAR IN HUNTINGTON BEACH, CALIFORNIA, FROM FEBRUARY 9, 1982 TO FEBRUARY 11, 1982.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Bill Taylor and Sergeant Joseph Northen, Internal Affairs Bureau and Senior Management Assistant Jim Maas, Police Commission, be detailed to attend the Internal Affairs Seminar in Huntington Beach, California, from February 9, 1982 to February 11, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Taylor and Sergeant Northen, in a sum not to exceed \$399.00 each, will be reimbursed by P.O.S.T., and the expenses incurred by Mr. Maas in a sum not to exceed \$399.00 will be



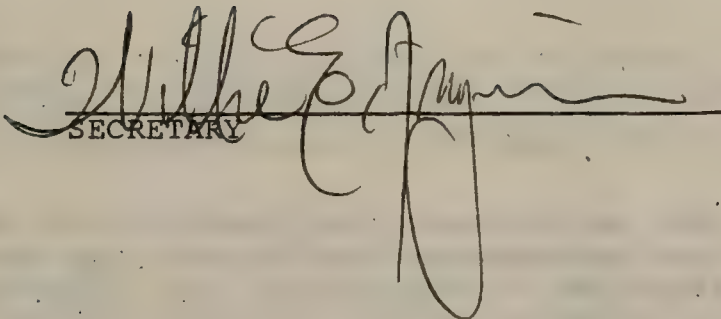


defrayed by the San Francisco Police department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSENT: Commissioner Murphy

The Commission then adjourned its meeting at 6:22 p.m.

  
SECRETARY



3 FEBRUARY 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 3, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

DOCUMENTS DEPT.

Commissioner Murphy presiding.

JUN 30 1982

SAN FRANCISCO  
PUBLIC LIBRARY

The Commissioners, having received, amended and returned copies of the minutes of the meetings of November 4, 1981, November 12, 1981, November 18, 1981, November 25, 1981, December 2, 1981, December 9, 1981, December 16, 1981, December 23, 1981, and December 30, 1981, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
LARRY J. STEPHENS, SUPPORT SERVICES BUREAU-  
FILES SECTION

Mr. Richard Weinstein, Attorney at Law, appeared and said that he was representing Officer Larry Stephens. He said because he would need some time for discovery, he would ask for a date sometime convenient for the Commission in the near future.

The Commission in checking the hearing dates calendar noted the earliest available date as being the 10th of March.

It was then set for the 10th of March.

RESOLUTION NO. 126-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER





LARRY J. STEPHENS, SUPPORT SERVICES BUREAU-  
FILES SECTION

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Larry J. Stephens, Support Services Bureau-Files Section, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Richard Weinstein, attorney for Recruit Officer Larry J. Stephens, that the date for the hearing before the Police Commission be set for March 10, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Larry J. Stephens, is set for Wednesday, March 10, 1982 to 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
WILLIAM DE SENA, POLICE GARAGE

The Commissioners said that this item should be set for the 10th of February even if it should not go at that time.

RESOLUTION NO. 129-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
WILLIAM DE SENA, POLICE GARAGE.

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer William DeSena, Police Garage, was called, it having been set for this date; and

WHEREAS, it was requested by Recruit Officer DeSena that the matter before the Police Commission be continued for one week, which would allow him time to obtain the services of an attorney; therefore be it



RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Recruit Officer William DeSena, is set for Wednesday, February 17, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

REQUEST OF POLICE OFFICER JODY J. MOROSCHOK, SUPPORT SERVICES BUREAU-PHOTO LAB SECTION, FOR PERMISSION TO TAKE A LEAVE OF ABSENCE WITHOUT PAY FOR A PERIOD OF SIXTY (60) DAYS FROM MARCH 21, 1982. (PENDING HIS HEARING BEFORE THE POLICE COMMISSION.)

---

Mr. Jerry Akins, attorney for the Police Department, said that Mr. Moroschok's criminal matter is on the Superior Court Calendar for February 9th for a plea of council.

On the matter of Officer Moroschok's request for leave, the Commission approved his request and then set the date for the officer's hearing for 17th of March instead of setting for Status Report.

RESOLUTION NO. 124-82

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED

WHEREAS Police Officer Jody J. Moroschok, Support Services Bureau, Photo Lab Section, was suspended without pay effective October 21, 1981 at 1200 hours, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Jody J. Moroschok, Support Services Bureau, Photo Lab Section, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Jody J. Moroschok, Support Services Bureau, Photo Lab Section, be placed on a Leave of Absence Without Pay at his request for a period of sixty (60) days commencing January 21, 1982, until





his hearing is held before the Police Commission, be, and the same is hereby approved.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

HEARING OF POLICE OFFICER LUCIEN R. SENHAUX,  
SOUTHERN POLICE STATION

Commissioner Nelder said that he would move that the hearing of Police Officer Lucien R. Senhaux be carried Off Calendar.

Commissioner Toler seconded and it was unanimously approved.

RESOLUTION NO. 125-82

POLICE OFFICER LUCIEN R. SENHAUX, SOUTHERN  
POLICE STATION

WHEREAS, on Friday, July 24, 1981, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer Lucien R. Senhaux, as follows:

SPECIFICATION NO. 1

Conduct Unbecoming an Officer  
Reflecting Discredit Upon the San  
Francisco Police Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Conduct Unbecoming an Officer  
Reflecting Discredit Upon the San  
Francisco Police Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)



SPECIFICATION NO. 3

Failure to Prevent Crime.  
(Violation of Section 2.03  
of the Rules and Procedures  
of the San Francisco Police  
Department.)

and

WHEREAS, the Police Commission set  
Wednesday, February 10, 1982, as the date  
for the hearing on charges filed against  
Police Officer Lucien R. Senhaux; and

WHEREAS, Chief of Police Cornelius P.  
Murphy, announced that the Police Department  
was in receipt of the resignation of Police  
Officer Lucien R. Senhaux from the San Fran-  
cisco Police Department; said resignation  
effective January 24, 1982, which resignation  
was accepted with the condition that the ser-  
vices of Police Officer Lucien R. Senhaux  
have been unsatisfactory and that he does not  
resign in good standing; therefore be it

RESOLVED, that the charges of violating  
the Rules and Procedures of the San Francisco  
Police Department filed against Police Officer  
Lucien R. Senhaux, be, and the same are here-  
by continued Off Calendar.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RECOMMENDATIONS OF THE TRAFFIC BUREAU -  
APPROVED

RESOLVED, that the recommendations of  
the Traffic Bureau on the installation of  
zoning for the regulation of traffic on the  
public streets, be, and the same are hereby  
approved:

130 CHURCH STREET - SEREX INTERNATIONAL INC.

- a) At 130 Church Street, install a 38'  
green zone, extending from north  
property line 38' south of same.





1333 PACIFIC - GOLDEN CITY BUILDING SUPPLY

- a) At 1333 Pacific, install a 22' green zone, extending from east property line 22' west of same.

801 HOWARD STREET - WOOLF HOUSE

- a) At 801 Howard Street, install a 20' white zone, extending from 42' to 62' west of east property line.
- b) Remove meter HOW 807.

4002 CALIFORNIA STREET - SECOND AVE. GROCERY

- a) At 4002 California Street, install a 22' yellow zone, extending from east property line 22' west of same.

301 ROLPH - MIKE'S DELI

- a) At 301 Rolph, install a 22' green zone, extending from 20' to 44' north of south property line.

98 BACON - BORELLOS CLEANERS

- a) At 98 Bacon, install a 33' yellow zone, extending from 77' to 110' east of the west property line.

25 LAKE STREET - MONTESSORI CHILDRENS HOUSE

- a) At 25 Lake Street, install a 22' white zone, extending from 22' east of west property line to 44' of same.

2437 BRYANT STREET - BRYANT SCHOOL

- a) At 2437 Bryant Street, install a 75' white zone, extending from 44' to 119' south of the north property line.

500 MC ALLISTER STREET - WAR MEMORIAL OF SAN FRANCISCO

- a) At 500 McAllister Street, install a 22' blue zone, extending from east property line 22' west of same.



- b) Remove first parking meter MAC 510.

2501 CLEMENT STREET - KITCHEN DESIGN STUDIO

- a) At 2501 Clement Street, revoke existing 29' yellow zone, extending from 33' to 62' west of 26th Avenue. (zone ends at driveway..)
- b) At 2501 Clement Street, replace with 29' green zone, extending from 33' to 62' west of 26th Avenue.

197 GRANT AVENUE - BROOKS BROTHERS CLOTHING

- a) At 197 Grant Avenue, revoke existing 31' white zone, extending from 53' to 84' south of Post Street.
- b) At 197 Grant Avenue, replace with 84' STLZ extending from north property line to 84' south of north property line. (7 A.M. - 1 P.M.,) Replace with meters from 1 P.M.

197 GRANT AVENUE - BROOKS BROTHERS CLOTHING

- a) At 197 Grant Avenue, revoke existing 9' red zone, extending from north property line to 9' south of same.
- b) At 197 Grant Avenue, revoke existing 44' yellow zone, extending from 9' to 53' south of north property line.

475 VAN NESS AVENUE - VETERANS MEMORIAL  
BUILDING

- a) At 475 Van Ness Avenue, revoke existing 22' blue zone, extending from 146' to 168' south of north line of building.

201 GRANT AVENUE - SHREVE & CO.

- a) At 201 Grant Avenue, revoke existing 25' white zone, extending 14' north of south property line to 39' north of property line.





- b) At 201 Grant Avenue, replace with one  
STLZ 7 a.m. - 1 p.m. Meter #207  
Grant.

4063-18th STREET - DELUCCHI PLUMBING

- a) At 4063-18th Street, revoke existing  
19' yellow zone, extending 19' west  
of the east property line.

216 SUTTER STREET - SLOANE'S

- a) At 216 Sutter Street, revoke existing  
22' white zone, extending from 73' to  
95' west of Claude Place - Install one  
30 minute parking meter.

1235 INDIANA STREET - FEEDSTUFFS PROCESSING

- a) At 1235 Indiana Street, revoke existing  
40' yellow zone, extending from 120' to  
160' south of 23rd Street.

1875 GEARY BOULEVARD - MEADERS CLEANERS -  
DENIED

- a) At 1875 Geary Boulevard, install a 20'  
yellow zone, extending from 8' to 28'  
east of the west property line. DENIED.
- b) Remove meter GEA 1833. DENIED.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

REVOKED

RESOLVED, that the recommendation of  
the Traffic Bureau on the revocation of 241  
feet of yellow, white, red and blue zones, at  
the parts of the City, at the locations sub-  
mitted, be, and the same are hereby approved.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 108-82

NORMEL D. EDWARDS

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 393-182 against the City and County of San Francisco in the sum of \$502.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 10, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 109-82

DICK ROSS CHRISTIAN

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Dick Ross Christian in the sum of \$20,000.00 in Superior Court Action No. 714-132, entitled "Dick Ross Christian vs. Albert Robles, City and County of San Francisco," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 5, 1975

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTOIN NO. 81-82

ROBERT B. CHEW

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert B. Chew against the City and County of San Francisco in the sum of \$300.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 20, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 82-82

THOMAS J. O'MALLEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas J. O'Malley against the City and County of San Francisco in the sum of \$375.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 28, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 83-82

LILLIE MAE JAMES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lillie Mae James against the City and County of San Francisco in the sum of \$405.07 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 3, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 84-82

BRIAN CAREY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Brian Carey against the City and County of San Francisco in the sum of \$120.00 as the result of a faulty tow, be, and the same is hereby approved.



Date of Incident: December 1, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 85-82

YUKI KUBO-HENDRICKS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Yuki Hubo-Hendricks against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 17, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 86-82

DON E. DEARTH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Don E. Dearth against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 17, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 87-82

LARA PINTEN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lara Pinten against the City and County





of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 3, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 88-82

DEE ANNE BENGIOVANNI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dee Anne Bengiovanni against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 19, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 89-82

RONNIE PERKINS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ronnie Perkins against the City and County of San Francisco in the sum of \$20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 17, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 90-82

STEPHEN BYERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim



of Stephen Byers against the City and County of San Francisco in the sum of \$20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 11, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 91-82

JAMES E. JENNINGS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James E. Jennings against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 9, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 92-82

ERICH E. SUTTER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Erich E. Sutter against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 9, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 93-82

CLAUDIO REVILLA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Claudio Revilla against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 9, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 94-82

LESLIE TICK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Leslie Tick against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 2, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 95-82

JUTTA INGE NOPPET

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jutta Inge Noppet against the City and County of San Francisco in the sum of \$25.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 12, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 96-82

CAROL SPRIGGS AND CALIFORNIA  
STATE AUTOMOBILE ASSOCIATION

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carol Spriggs and the California State Automobile Association against the City and County of San Francisco in the sum of \$212.44 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 6, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 97-82

DE VRIES COMPANY AND DE SOTO CAB

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of DeVries Company and Desoto Cab against the City and County of San Francisco in the sum of \$254.69 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 3, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 98-82

CALIFORNIA STATE AUTO ASSOCIATION  
AND JAMES MALLOT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California State Auto Association and James Mallot against the City and County of San Francisco in the sum of \$666.49 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 15, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 99-82

ARA TRANSPORTATION

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ara Transportation against the City and County of San Francisco in the sum of \$157.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 19, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 100-82

JOSEPH J. VACCARO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Joseph J. Vaccaro against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 101-82

FRANK DICKERSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Frank Dickerson against the City and County of San Francisco in the sum of \$75.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 27, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 102-82

KATHIE BUCHANAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kathie Buchanan against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 10, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 103-82

ENOLA BLEDSOE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Enola Bledsoe against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 8, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 104-82

NORMAN BARTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Norman Barton against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 1, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 105-82

LAURA E. FABER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Laura E. Farber against the City and County of San Francisco in the sum of \$70.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 1, 1982

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 106-82

RONALD WAYNE NOVORNY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ronald Wayne Novorny against the City and County of San Francisco in the sum of \$200.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 5, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 107-82

JIM HEINE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jim Heine against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 14, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 110-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Officer Timothy Foley)	\$169.00	(California
Community Relations )	each	(Conference on
Unit )		(Holistic Camp-
)		(ing and Outdoor
Officer Walter Scott )		(Experience for
Community Relations )		(Youth-At-Risk,
Unit )		(Sunnyvale, Calif-
		(ornia, from Jan-
		(uary 8, 1982 to
		(January 10, 1982.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 111-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Personnel Analyst)	\$500.00	(Microdata Reality
John Wood )		(Programming Seminar,
Consent Decree )		(San Francisco, Calif-
Unit )		(ornia, January 11,
		(1982 to January 15,
		(1982.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 112-82

AUTHORIZING ATTENDANCE OF DEPUTY CHIEF JAMES SHANNON, ADMINISTRATION BUREAU AND CAPTAIN RICHARD TRUEB, LEGAL OFFICE, AT THE PRACTICAL NEGOTIATING SKILLS TRAINING COURSE IN SAN FRAN-





CISCO, CALIFORNIA ON FEBRUARY 11, 1982.

RESOLVED, that the recommendation of the Chief of Police that Deputy Chief James Shannon, Administration Bureau and Captain Richard Trueb, Legal Office, be detailed to attend the Practical Negotiating Skills Training Course in San Francisco, California on February 11, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Deputy Chief Shannon and Captain Trueb in a sum not to exceed \$150.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 113-82

AUTHORIZING ATTENDANCE OF SERGEANT/INSPECTORS ROBERT SHEPHERD, THOMAS SULLIVAN, DALE SMITH, GENERAL WORKS DETAIL AND INSPECTOR MICHAEL TRUEMAN, FRAUD DETAIL, AT THE CRIMES AGAINST THE ELDERLY TRAINING COURSE IN SANTA CRUZ, CALIFORNIA, FROM FEBRUARY 22, 1982 TO FEBRUARY 26, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Inspectors Robert Shepherd, Thomas Sullivan, Dale Smith, General Works Detail and Inspector Michael Trueman, Fraud Detail, be detailed to attend the Crimes Against the Elderly Training Course in Santa Cruz, California, from February 22, 1982 to February 26, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Inspectors Shepherd, Sullivan, Smith and Inspector Trueman in a sum not to exceed \$290.00 each, will be reimbursable by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 114-82

AUTHORIZING ATTENDANCE OF THIRTY (30) SELECTED PERSONNEL OF THE FIELD OPERATIONS BUREAU, PATROL DIVISION, AT THE FIELD TRAINING OFFICER SEMINAR IN SANTA CRUZ, CALIFORNIA, FROM FEBRUARY 28, 1982 TO MARCH 3, 1982

---

RESOLVED, that the recommendation of the Chief of Police that thirty (30) selected personnel of the Field Operations Bureau, Patrol Division, be detailed to attend the Field Training Officer Seminar at Santa Cruz, California, from February 28, 1982 to March 3, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the thirty (30) selected personnel in a sum not to exceed \$10,000.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 115-82

AUTHORIZING ATTENDANCE OF OFFICER JOHNNY VELASQUEZ, NORTHERN POLICE STATION, AT THE P.O.S.T. SPECIAL SEMINAR ON ANALYSIS AND REVISION OF THE FIELD TRAINING OFFICER COURSE IN SACRAMENTO, CALIFORNIA, ON FEBRUARY 10, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Officer Johnny Velasquez, Northern Police Station, be detailed to attend the P.O.S.T. Special Seminar on Analysis and Revision of the Field Training Officer Course in Sacramento, California, on February 10, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Valesquez will be reimbursed to Officer Velasquez by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 116-82

AUTHORIZING ATTENDANCE OF SEVENTY-EIGHT (78) MEMBERS OF THE FIELD TRAINING AND EVALUATION PROGRAM AT THE ADVANCED INSTRUCTORS TRAINING COURSE IN STOCKTON, CALIFORNIA ON THREE (3) SEPARATE OCCASIONS IN MARCH, APRIL AND MAY, 1982, WITH TWENTY-SIX (26) PARTICIPANTS IN EACH CLASS.

---

RESOLVED, that the recommendation of the Chief of Police that seventy-eight (78) members of the Field Training and Evaluation Program be detailed to attend the Advanced Instructors Training Course in Stockton, California, on three (3) separate occasions in March, April and May, 1982, with twenty-six (26) participants in each class, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by the seventy-eight (78) members for the three presentations, consisting of \$140.00 for each trainee, will not exceed \$11,000.00 and are totally reimbursable by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 117-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER RENO RAPAGNANI, TACTICAL DIVISION/EOD, AT THE TRAINING SESSION - JUSTIFICATION OF "SNOOPYS" IN STOCKTON, CALIFORNIA, FROM FEBRUARY 5, 1982 TO FEBRUARY 6, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officer Reno Rapagnani, Tactical Division/EOD, be detailed to attend a Training Session - Justification of "Snoopys" in Stockton, California, from February 5, 1982 to February 6, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Rapagnani, in a sum not to exceed \$83.20 will be defrayed by the San Francisco Police Department's Police Officers Training Fund.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





POLICE COMMISSION REPORT

Commissioner Murphy said the Commission just received a letter from a Mr. Stuart Anderson requesting to speak at today's meeting regarding the events and police action that took place during the 49'ers motorcade of last week. However, before Mr. Anderson was called, Commissioner Nelder advised Commissioner Murphy who was not present at last week's meeting that the Commission had discussed several issues with the Chief and one of them was the police officer's wearing of their stars during demonstrations and other times of which the Chief is going to submit a report to the Commission, and also the training and preparation for future demonstrations, which will be submitted in writing during the week.

Commissioner Murphy acknowledged this fact and then called upon Mr. Anderson to speak on the issue.

As Mr. Anderson did not respond, she said the Commission would turn Mr. Anderson's letter over to the Chief for the Chief's consideration.

Commissioner Murphy also inquired as to whether the Chief had received the letter from the Mayor concerning the events that occurred during the 49'ers motorcade and the actions that took place also on the night preceeding.

Deputy Chief Shannon responded and said he was not sure if she was speaking of the same letter, but the Chief did receive a letter from the Mayor regarding those issues requesting a report on the cost and the different actions which were taken by the police during those occasions. He said that is part of the report being prepared by the Chief.

PRESENTATION OF POLICE COMMISSION COMMENDATION TO SERGEANT MARIO BUSALACCHI

Deputy Chief Shannon said this Commendation was requested for Sergeant Busalacchi by Commander Raymond Canepa and approved by the Chief



for the Commission's consideration as the Department feels that Sergeant Busalacchi should be recognized for his actions taken in devising a system for orderly disbursement of the ticket sales during the 49'er championship games ticket sales. He said this system evoked wide praise from the fans, press and 49'er management and other interested parties.

He then read the commendation for Sergeant Busalacchi, as follows:

"The distribution and sale of the non-season tickets for the 49er playoff games could have developed into chaotic situations and created police problems that would have given an adverse impression of our department and our city.

Sergeant Busalacchi instituted a unique and innovative technique in controlling the crowds that had spent many nights and days in the park area and were naturally in a tense and apprehensive mood. Sergeant Busalacchi issued numbered and colored vouchers that gave each ticket seeker an opportunity to expect a fair chance for a purchase. This required that the voucher be validated prior to the box office opening and kept the crowd from becoming disorderly and rushing the ticket offices. When the ticket offices were opened, Sergeant Busalacchi with a bullhorn and with barricades and strategically placed additional officers, was able to direct the ticket seekers in a most efficient and speedy manner that resulted in a fair and equitable distribution of purchased tickets."

For those reasons the Police Commission personally presented Sergeant Busalacchi with the Police Commission Commendation.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

##### a) Traffic Officer of the Month Award.

Sergeant Gary Epperly reported to the Commission that it has now been one year since Chief Murphy and the Chamber of Commerce met, formed a committee, and worked out an innovative program that would reduce the number of serious injury accidents in the streets of San Francisco. He said among the suggestions made at that time was the Chamber of Commerce volunteering to promote a Traffic Officer of the Month Program.

He said what the committee is looking for





in a Traffic Officer of the Month is someone who is doing the basic housekeeping responsibilities of his district, beat or sector and at the same time is showing an interest in traffic enforcement by getting out there and writing violations. He said it is certainly not a quota, or an award for any type of numbers. He said the officer, Officer Gerald Golz, to be awarded today, is actually being awarded for the month of December as last month the committee was unable to convene.

He then gave the Commission some personal background data on Officer Golz. He said the officer conducted two extensive investigations, wrote 139 moving violations and for the year to date he has been responsible for 138 investigations, 97 arrests and 349 moving violations.

He then introduced the officer's commanding officer, Captain Victor Macia.

Captain Macia said it is not surprising to see that this officer is given this award as the Traffic Officer of the Month because he certainly qualifies for an award as Police Officer of the Month also. He said Officer Golz is really conscientious and most capable. He said he and the Station Personnel at Central Station is most proud of him.

Mr. Kyle Ossier, from the Chamber of Commerce, then made the presentation. He presented to Officer Golz tickets for a weekend for two at the Sahara Tahoe.

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL ORDER NO. R-1, VEHICLE ACCIDENTS INVOLVING MEMBERS. (CONTINUED FROM MEETING OF JANUARY 6, 1982)

---

Deputy Chief Shannon said the San Francisco Police Officers' Association has no problem with this proposed order. He said it merely changes the makeup of the Board that reviews the motor vehicle accidents. He said it adds the Deputy Chief of Support Services who is responsible for the maintenance of the fleet and deleted the Captain of Personnel and based on that, he said, it is a minor change and the Department recommends its adoption.

Commissioner Nelder moved approval, seconded by Commissioner Toler, and it was unanimously approved.



RESOLUTION NO. 118-82

DEPARTMENT GENERAL ORDER NO. R-1, VEHICLE  
ACCIDENTS INVOLVING MEMBERS - APPROVED

RESOLVED, that the Police Commission hereby adopts the amendment of General Order No. R-1, Section III changing the composition of the Department Accident Board of Review.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

PUBLIC HEARING RELATIVE TO PROPOSED SECONDARY  
EMPLOYMENT GENERAL ORDER NO. B-3, (CONTINUED  
FROM MEETING OF JANUARY 13, 1982)

Deputy Chief Shannon said this item has appeared many times on the Commission's Calendar starting sometime in January of last year. He said as the Commission can see from a letter sent to the Commission on January 27th, that it is the Department's reading of the Assembly Bill that was mentioned by Mr. Bob Barry of the San Francisco Police Officers' Association at the Commission Meeting of January 13, 1982, that if this Bill is enacted it will, in fact, not lessen any liability to the city and possibly may increase the liability to the City.

Commissioner Nelder said he felt the Chief was right but he felt that the representative of the San Francisco Police Officers' Association should be here for whatever decision the Commission should make and he, therefore, moved that the matter be continued for two weeks for adoption.

Commissioner Toler seconded and it was unanimously approved.

Continued to February 17th, 1982.

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL  
ORDER NO. F-3, MACE POLICY AND PROCEDURE.

Deputy Chief Shannon said the Department had met and conferred with the San Francisco Police





Officers' Association on this matter and it is basically, taking the Mace Policy and Procedures out of an old manual that is no longer in effect and placing it in the Department's General Order Manual to update the Department's Manuals. He said there is no problem with it and the Department is recommending it's approval.

Commissioner Toler then moved approval, it was seconded by Commissioner Nelder and unanimously approved.

RESOLUTION NO. 119-82

DEPARTMENT GENERAL ORDER NO. F-3, MACE POLICY AND PROCEDURE. - APPROVED

RESOLVED, that the Police Commission hereby adopts Department General Order No. F-3, Mace Policy and Procedures, and it is hereby approved for issuance.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

REQUEST FOR SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$8,123.00 TO ASSIGN A CIVILIAN EMPLOYEE TO THE POLICE COMMISSION FOR WORK RELATED TO THE REVIEWING OF CITIZEN'S COMPLAINTS.

Deputy Chief Shannon said this supplemental is for three (3) months because that is approximately the amount of time that will be left by the time it gets through the entire procedure. He said next year it will be part of the regular budget nadit will be a full budget item.

Moved approval by Commissioner Toler, seconded by Commissioner Nelder and unanimously approved.

RESOLUTION NO. 120-82

REQUEST FOR SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$8,123.00 TO ASSIGN A CIVILIAN EMPLOYEE TO THE POLICE COMMISSION FOR WORK RELATED TO THE REVIEWING OF CITIZENS' COMPLAINTS.

RESOLVED, that the Police Commission hereby





approves a Request for Supplemental Appropriation in the amount of \$8,123.00 in order to fund one Civil Service Class 1823 - Senior Administrative Analyst position for the period of April 1, 1982 through June 30, 1982. The position is to be assigned to the Police Commission Office for performance of work related to the Department's citizen complaint process.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

AMENDING PART II, CHAPTER XI, ARTICLE 3 OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTION 70.1, AUTHORIZING TOWING OF VEHICLES PARKED IN VIOLATION OF SUBDIVISION (a) OF SECTION 32, SUBDIVISION (b) OF SECTION 32, SECTION 33.3, SECTION 33.3.1, SECTION 33.3.2, SECTION 38A, SECTION 38B, SECTION 56, AND SECTION 71b.

---

Deputy Chief Shannon in reporting on this item said that it sets up the procedure as to when the Department may tow illegally parked vehicles according to the traffic ordinances for double parking or cars parked in yellow zones, etcetera, and this amendment sets up the specific administrative procedure.

He said the Department has been towing under sections of the Vehicle Code but has been informed that it would be more proper to place it into more specific City Ordinances.

Commissioner Nelder moved approval, seconded by Commissioner Toler and unanimously approved.

RESOLUTION NO. 121-82

AMENDING PART II, CHAPTER XI, ARTICLE 3 OF THE SAN FRANCISCO MUNICIPAL CODE (TRAFFIC CODE) BY ADDING SECTION 70.1, AUTHORIZING TOWING OF VEHICLES PARKED IN VIOLATION OF SUBDIVISION (a) OF SECTION 32, SUBDIVISION (b) OF SECTION 32, SECTION 33.3, SECTION 33.3.1, SECTION 33.3.2, SECTION 38A, SECTION 38B, SECTION 56, AND SECTION 71b.

---

RESOLVED, that the Honorable Police Commission requests the Board of Supervisors to amend Part II, Chapter XI, Article 3 of the



San Francisco Municipal Code (Traffic Code) by adding Section 70.1 which would authorize the towing of vehicles parked in violation of Subdivision (a) of Section 32, Subdivision (b) of Section 32, Section 33.3, Section 33.3.1, Section 33.3.2, Section 38A, Section 38B, Section 56 and Section 71b.

(Copy on file in the Police Commission Office)

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

AMENDING PART II, CHAPTER VIII (POLICE CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTIONS 2.27 AND 992 THERETO TO CHANGE THE LICENSE FEE FOR BALLOON AND KITE ADVERTISEMENT PERMITS.

---

Deputy Chief Shannon said the Department had previously requested an amendment to about 100 different sections of the Municipal Code regarding fees to better reflect Departmental cost in issuing said permits. He said unfortunately there was a misprint in the writing where it said \$28.00 per day and it should have said \$28.00 a quarter. He said the requirements for using balloon advertisement in this city are very stringent because of overhead lines and Fire Department Regulations.

Commissioner Toler moved approval, Commissioner Nelder seconded and it was unanimously approved.

RESOLUTION NO. 122-82

AMENDING PART II, CHAPTER VIII (POLICE CODE) OF THE SAN FRANCISCO MUNICIPAL CODE BY AMENDING SECTIONS 2.27 AND 992 THERETO TO CHANGE THE LICENSE FEE FOR BALLOON AND KITE ADVERTISEMENT PERMITS.

---

RESOLVED, that the Honorable Police Commission requests the Board of Supervisors to amend Part II, Chapter VIII (Police Code) of the San Francisco Municipal Code by amending Sections 2.27 and 992 thereto to change the license fee for Balloon and Kite Advertisement Permits.

(Copy on file in the Police Commission Office.)

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





REQUEST OF THE CHIEF OF POLICE FOR PERMISSION TO ACCEPT ON BEHALF OF THE POLICE DEPARTMENT A GIFT OF NUMEROUS ITEMS OF USED OFFICE FURNITURE AND SUPPLIES FROM LEVI STRAUSS & CO., TO BE DISTRIBUTED THROUGHOUT THE DEPARTMENT.

---

Deputy Chief Shannon said this is the third time the Department has requested approval for the acceptance of a gift from Levi Strauss. He said as the Commission may know, Levi Strauss is moving their corporate headquarters from #1 Embarcadero Plaza to elsewhere on the Embarcadero, and the request for today's items is a standard request under the City Ordinance to allow the Department to accept these items.

He then said that Captain Trueb of the Department's Legal Office, also wanted to address the Commission on the subject.

Captain Trueb said that when the Legal Office found out that Levi Strauss was giving away their furniture to some other people like the March of Dimes, etcetera, they approached the people from the company who were in charge. He said in this particular load there were three full Property Clerk's Truck loads of used furniture that was taken to the Police Academy. He said Levi Strauss considered this at the time as a favor to them because they had to move some of this furniture out of their storage warehouse. He said they are moving from two buildings and that the Department will again be before the Commission requesting acceptance of other gifts donated by Levi Strauss.

He said the reason he wanted to address the Commission was because he felt their generosity goes somewhere beyond just the average things the Department has asked for and he would like to request that the Commission recognize Levi Strauss' generosity by a letter as the Department has thanked them by letter from the Chief, but he felt that it requires a little more response as they have been very, very generous.

Deputy Chief Shannon, asked if he could suggest that the Commission prepare a Resolution to the Levi Strauss Corporation thanking them for their generosity in giving the numerous items of equipment to the Department.

The Commission then passed a resolution to this effect.



RESOLUTION NO. 128-82

POLICE COMMISSION RESOLUTION COMMENDING THE  
LEVI STRAUSS CORPORATION

WHEREAS, the San Francisco Police Department has received from Levi Strauss Corporation various items of office furniture which has proved to be pertinent to the efficient and cohesive performances of personnel assigned to those offices where said items are now in use; and

WHEREAS, the Police Commission feels that such a generous gesture on the part of the Levi Strauss Corporation should not go unrecognized, and in order to bestow said recognition, adopted at its meeting of February 3, 1982, this resolution in honor of the Levi Strauss Corporation; therefore be it

RESOLVED, that the Police Commission and the Chief of Police of the San Francisco Police Department does hereby submit to Levi Strauss Corporation the Police Commission's Honorable Resolution highly commending them for their affable generosity in donating various items of office furniture to the San Francisco Police Department.

/s/ Dr. David J. Sanchez, Jr. President Police Commission	/s/ Alfred J. Nelder Police Commission
---	---

/s/ Jane McKaskle Murphy Vice-President Police Commission	/s/ Burl A. Toler Police Commission
---	--

/s/ Jo Daly Police Commission	/s/ Cornelius P. Murphy Chief of Police
----------------------------------	--

RESOLUTION NO. 123-82

AUTHORIZING ACCEPTANCE ON BEHALF OF THE SAN FRANCISCO POLICE DEPARTMENT THE GIFT OF NUMEROUS ITEMS OF USED OFFICE FURNITURE AND SUPPLIES FROM LEVI STRAUSS & CO., TO BE DISTRIBUTED THROUGHOUT THE DEPARTMENT, VALUED AT LESS THAN \$5,000.00

RESOLVED, that the Police Commission of the City and County of San Francisco hereby authorizes the Chief of Police to accept on behalf of the City and County of San Francisco, the gift of numerous items of used office furniture and supplies from





Levi Strauss & Co., to be distributed throughout the Department. The materials are valued at less than \$5,000.00.

AYES: Commissioners Nelder, Toler, Murphy

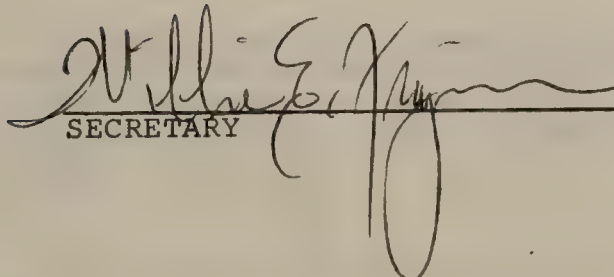
ABSENT: Commissioners Daly, Sanchez

Commissioner Nelder then said that before the Commission adjourns, he wanted to comment that the Department did a very fine job at #1 Market Plaza, the scene of a shooting last week where 3 people were killed. He said he knows that in due course the officers will come before the Commission for Commendations, but, he said, he did feel that recognition is in order for the Trauma Center out at the San Francisco General Hospital, because it does such a fabulous job that really isn't generally well known and because of this, he wanted to make a motion that this Commission send a letter of Commendation to Dr. Trunkee who heads up the Trauma Center at the San Francisco General Hospital.

Commissioner Toler seconded and it was unanimously approved.

Commissioner Murphy said she felt this was a marvelous idea and also suggested that the Commission, in a moment of silence, adjourn in memory of the people who were killed and injured in this terrible incident.

The Commission adjourned its meeting at 5:50 p.m.

  
\_\_\_\_\_  
SECRETARY





10 FEBRUARY 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 10, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

III - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

SETTING OF DATE FOR THE HEARING OF RECRUIT  
OFFICER WILLIAM DE SENA, POLICE GARAGE

Police Officer William DeSena appeared in person and advised the Commission that at the present time he was without the representation of council and requested a one (1) week's continuance to allow him to obtain the services of an attorney and then re-appear before the Commission on February 17th to set a date for his hearing.

Commissioner Nelder moved to continue it for one (1) week and Commissioner Murphy seconded. It was then unanimously approved to be continued for one (1) week for setting a date for Officer DeSena's hearing.

RESOLUTION NO. 129-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
WILLIAM DE SENA, POLICE GARAGE

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer William DeSena, Police Garage, was called, it having been set for this date; and

WHEREAS, it was requested by Recruit Officer DeSena that the matter before the Police Commission be continued for one (1) week, which would allow him to obtain the services of an attorney; therefore be it

RESOLVED, that the date for the setting of



the hearing of the disciplinary charges filed against Recruit Officer William DeSena, is set for Wednesday, February 17, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING OF SERGEANT ROBERT DILLON, TARAVAL POLICE STATION.

Mr. Ephraim Margolin appeared on behalf of Sergeant Robert Dillon, and said he had just been retained by Sergeant Dillon. He said he had written a letter to the Commission and had also contacted his oponent, Mr. Jerry Akins. He said he has 5 dates available to him and his client and he would ask for a continuance so that he can prepare for it and see if the matter could thereon be disposed of. He said he had 5 dates up to April 14th from March 3rd.

The Commission suggested that the 10th of March be set as the date for Sergeant Robert Dillon's Hearing.

Mr. Maroglin said he would tentatively approve of that date and if something came up before that time, negating his appearance, he would so advise the Commission.

RESOLUTION NO. 131-82

SETTING OF DATE FOR HEARING OF SERGEANT ROBERT DILLON, TARAVAL POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Sergeant Robert Dillon, Taraval Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Ephraim Margolin, attorney for Sergeant Robert Dillon, that because he was just recently obtained by Sergeant Dillon and needed time to obtain discovery of the case from the Police Department, he would request that Sergeant Dillon's hearing be set for Wednesday, March 10, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Robert Dillon is set for Wednesday, March 10, 1982 at 5:00 p.m.,





in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

CHIEF'S WRITTEN REPORTS

Chief Murphy indicated that the report on the 49'ers return home and events of the night before was not at this time complete. He said he would have it sent to the Commissioners over the weekend possibly on Friday, because of some late additions that needed to be incorporated.

Commissioner Sanchez said under this same item there was also a request for the Commission to consider and that is moving up on the Commission's Agenda, Notification and Filing of Charges, Setting of Dates for Hearings, etcetera, so that the attorneys for the Department who normally sit through the duration of a Police Commission Calendar might be heard and released to leave the meeting earlier as these matters are usually disposed of in a very short period of time. He said this would save the Department overtime funds which must be paid to the attorneys while they are waiting for those items to come up.

Chief Murphy suggested that those items be placed on the Commission Calendar after Roll Call because sometimes the Commission gets involved in lengthy discussions on the Consent Calendar.

Commissioner Murphy then moved to entertain motions from attorneys, police department and others, for Setting of Dates and Hearings to be placed on the Commission Calendar right after Roll Call.

Commissioner Daly seconded and it was unanimously approved.

HEARING OF INSPECTOR WILLIAM C. BIGARANI,  
BUREAU OF INVESTIGATIONS

Commissioner Sanchez then said that the record will show that this is a closed hearing. He continued by saying those persons now in attendance not involved in the hearing will now be asked to leave.



Mr. Robert Martin representing the Police Department said that he was entitled to an opening argument and a closing argument but he would waive his opening argument and allow Mr. Beirne to proceed and just make one final argument.

Commissioner Nelder, addressing the President of the Commission, said he felt that both attorneys should be allowed a reasonable time to submit their arguments and if it becomes redundant, the President as Chairperson of the meeting, could caution them accordingly.

Mr. William Beirne, attorney for the Defense, said that he would like to point out to the Commission that this is the first time that he has ever been confronted with a situation where the council who had the burden of proof has waived his opening argument. He said in his opinion that would make his argument substantially longer as he would not know initially what to respond to. However, he said, it is Mr. Martin's election but if he knew the parameters of where he was going he could respond. He said in law Mr. Martin has the summation of his case and then he, (Mr. Beirne) has the rebuttal of his (Mr. Martin's) summation in responding to those issues and addressing himself to what he (Mr. Beirne) felt were pertinent issues. He said, thereafter, Mr. Martin has his close whereas he responds to Mr. Beirne's issues that he had opened. He said if he does not know what grounds Mr. Martin is going to cover then he would be obliged to go all over the lot.

The Commission then decided that Mr. Martin would go first in summing up the issues before the Commission, thereafter Mr. Beirne could submit his closing arguments and then Mr. Martin would be allowed a rebuttal to Mr. Beirne's closing arguments.

All parties agreed to this procedure.

HEARING OF INSPECTOR WILLIAM C. BIGARANI,  
BUREAU OF INVESTIGATIONS

The matter of the hearing of Inspector William C. Bigarani, Bureau of Investigations, was called, it having been continued from the meeting of January 27, 1982.

Inspector William C. Bigarani appeared in person and was represented by Mr. William





T. Beirne, Attorney at Law.

Mr. Robert Martin appeared on behalf of the San Francisco Police Department.

Attorneys for the Department and for the Defense submitted their cases and thereafter Mr. Robert Martin presented closing statement and Mr. William Beirne also submitted his closing statement.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 130-82

DECISION - HEARING OF INSPECTOR WILLIAM C. BIGARANI, BUREAU OF INVESTIGATIONS

WHEREAS, on August 18, 1980, Cornelius P. Murphy, Chief of Police of the San Francisco Police Department, made and served charges against Inspector William C. Bigarani, as follows:

SPECIFICATION NO. 1

- a) At all times herein mentioned, William Charles Bigarani was, and still is, an Inspector of Police assigned to the Bureau of Investigations;
- b) Inspector Bigarani was the corporate secretary and sole owner of the stock of a corporation known as Chek-Booth, Inc., the operations of which he directed on a daily basis;
- c) That Chek-Booth, Inc., leased space in the F.W. Woolworth Co. store at 898 Market and engaged in the business of selling or cashing checks, money orders, drafts and other commercial paper and accepting money purportedly for the purpose of forwarding it to others in payment of utility bills;
- \*d) That between November 1, 1979 and February 15, 1980, payments were collected by Mr. Bigarani and/or employees of Chek-Booth, Inc. for the payment of bills to the Pacific Gas and Electric Company, Pacific Telephone Company, the San Francisco Water Department and these persons received





funds in payment for the sale of  
Municipal Railway Fast Passes;

- \*e) That Pacific Gas and Electric Company, Pacific Telephone Company and the San Francisco Water Department had not authorized William C. Bigarani his employees nor his company Chek-Booth, Inc. to accept money in payment of utility bills;
- \*f) That sixteen Chek-Booth checks were issued to Pacific Gas and Electric Company in an amount totaling in excess of \$9,239.00; that twenty-six Chek-Booth checks were issued to Pacific Telephone Company in an amount totaling in excess of \$12,782.00, and that all of the aforementioned checks were "signed" by a stamp with the imprint "William C. Bigarani, Sec."; All of the aforementioned checks having been returned by the bank as the account upon which they were drawn did not have sufficient funds on deposit at any time during the period aforementioned to cover the checks; That the accused, Inspector Bigarani and/or his employees received monies from the public for the sale of Municipal Railway Fast Passes in an amount totaling in excess of \$35,000.00; That the aforementioned sums of money were received and misappropriated by Inspector Bigarani, Chek-Booth, Inc. and/or his employees.

\*As amended by First Amendment to Specifications  
on November 4, 1981.

- \*g) That this conduct, in unlawfully appropriating money entrusted to Inspector Bigarani, Chek-Booth, Inc., as enumerated above, is a violation of the California Penal Code Section 487 (Grand Theft) and constitutes a violation of Section 2.03 of the Rules and Procedures of the San Francisco Police Department, which states:

2.03 "Shall, at all times while on duty, preserve the peace, prevent crime, detect and arrest offenders and enforce all criminal laws, penal ordinances regulating vehicular and pedestrian traffic and travel upon public highways. While



off duty, a member shall take all reasonable steps consistent with Rule 7.12 to preserve the peace, prevent crime, detect and arrest offenders and enforce all criminal laws, penal ordinances and all laws and ordinances regulating vehicular and pedestrian traffic and travel upon public highways."

SPECIFICATION NO. 2

- a) Each and every allegation of paragraphs (a) through (f) of Specification No. 1, is incorporated herein by reference as if each were fully set forth;
- b) That, as of the date of the filing of these charges, Inspector Bigarani has been unable and/or unwilling to make restitution for the sums which are unaccounted for;
- c) That this conduct, in unlawfully appropriating to his own use funds which were entrusted to him to be forwarded to Pacific Gas and Electric Company in payment of utility bills constitutes conduct unbecoming an officer reflecting discredit upon the San Francisco Police Department in violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which states:

"2.13 "Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficer-like conduct triable and punishable by the Board."

SPECIFICATION NO. 3

- a) Each and every allegation of paragraphs (a) through (f) of Specification No. 1 is incorporated herein by reference as if each were fully set forth;





- b) That at no time was either William C. Bigarani or Chek-Booth, Inc., authorized by the Commissioner of Corporations to engage in the business of selling or cashing checks, drafts, or money orders or of receiving money as agent of an obligor for the purpose of paying bills, invoices or accounts of such obligor;
- c) That the conduct specified in paragraph (b) above constituted a violation of Section 12200 of the Financial Code of the State of California which states;

"No person shall engage in the business, for compensation, of selling or cashing checks, drafts, money orders, or other commercial paper serving the same purpose, or of receiving money as agent of an obligor, or acting as a prorater, nor shall any person, without direct compensation and not as an authorized agent for a utility company, accept money for the purpose of forwarding it to others in payment of utility bills, without first obtaining a license from the commissioners."

and constitutes failure to enforce penal laws in violation of Section 2.03 of the Rules and Procedures of the San Francisco Police Department as hereinbefore set forth in paragraph (g) of Specification No. 1.

SPECIFICATION NO. 4

- a) Each and every allagation of paragraphs (a) and (b) of Specification No. 3 is incorporated herein by reference as if each were fully set forth;
- b) This conduct, in engaging in the business of selling or cashing checks, drafts or money orders and receiving money as agent of an obligor for the purpose of paying bills, invoices or accounts of such obligor without the required authorization by the Commissioner of Corporations, constituted conduct unbecoming an officer and reflected discredit upon the San Francisco Police Department in violation of Section 2.13 of the Rules and Procedures as hereinbefore set forth in paragraph (c) of Specification No. 2.



and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, October 7, 1981, Wednesday, December 16, 1981, Wednesday, December 30, 1981, Wednesday, January 13, 1982, and February 10, 1982, and that on Wednesday, February 10, 1982, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Inspector William C. Bigarani, Bureau of Investigations, as contained in Specification No. 1, violation of Section 2.03, Specification No. 2, violation of Section 2.13, Specification No. 3, violation of Section 2.03, and Specification No. 4, violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department are sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Inspector William C. Bigarani, Bureau of Investigations, has violated Specification No. 1, violation of Section 2.03, Specification No. 2, violation of Section 2.13, Specification No. 3, violation of Section 2.03 and Specification No. 4, violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department; and for said violations he shall be dismissed from the San Francisco Police Department; and be it further

RESOLVED, that said dismissal, effective February 11, 1982 at 1700 hours, be, and the same is hereby affirmed and approved.

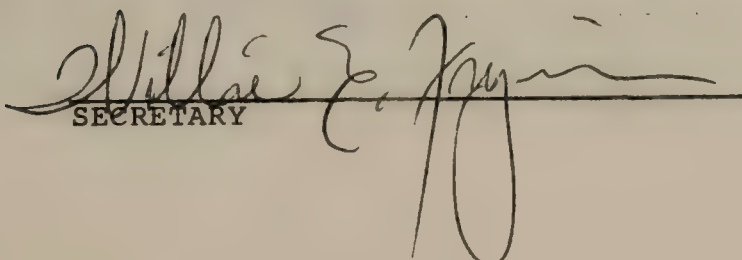
Recesses taken in the hearing of Inspector William C. Bigarani:

1840 hours to 1910 hours.  
1913 hours to 1920 hours.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda S. Pransky, C.S.R.)

The Commission then adjourned its meeting at 7:22 p.m.

  
SECRETARY





17 FEBRUARY 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 17, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

Commissioner Sanchez presiding.

DOCUMENTS DEPT.

JUL - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

RESOLUTION NO. 170-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
WILLIAM DE SENA, POLICE GARAGE.

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer William DeSena, Police Garage, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Edward Nevin, attorney for Recruit Officer William DeSena, that the date for the hearing before the Police Commission be set for April 7, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer William DeSena is set for Wednesday, April 7, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 171-82

RECRUIT OFFICER REX LEWIN, SUPPORT SERVICES  
BUREAU, COMMUNICATIONS DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Recruit Officer Rex Lewin, Support Services Bureau, Communications Division, as follows:





SPECIFICATION NO. 1

Copying assignments from another.  
(Violation of Section VII, Rule 24  
of the Recruit's Rules and Procedures  
of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to truthfully and without  
evasion answer questions propounded.  
(Violation of Section 2.49 of the  
Rules and Procedures of the San  
Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the  
San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of  
the hearing of the disciplinary charges filed  
against Recruit Officer Rex Lewin, Support Ser-  
vices Bureau, Communications Division, is set for  
Wednesday, February 24, 1982 at 5:00 p.m., in  
Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

The Commissioners, having received, amended and  
returned copies of the minutes of the meetings of  
January 6, 1982 and January 13, 1982, reading of  
same was dispensed with and the minutes were ap-  
proved.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

At this point Commissioner Sanchez said to hold  
up calling item #5 and ordered that item #7 be  
called at this time.

POLICE COMMISSION REPORT

Commissioner Sanchez said he wanted to announce  
that the Police Commission did meet in Executive



Session under the Brown Act and there was no vote taken pertaining to personnel matters.

He said also, the Commission, just a few minutes ago, received from the Chief of Police, his complete investigation pertaining to the 49'er Parade regarding the incidents that occurred and a comprehensive review pertaining to the strengths of the Department and specific recommendations in areas that need constructive improvement. He said because the Commission has just received this report it will not be made public until at such time the Commissioners has thoroughly read it. He said, then, at next week's meeting where it will be an agenda item, the Chief will make his findings and recommendations public to the Commission.

He said for those who are interested, the Commission apologizes for the deadline, but for the record, he said, the Commission had requested the Chief and Staff to undertake this comprehensive review pertaining to the policies, performance and procedures of the Police Department three weeks ago. He said it was scheduled to be presented to the Police Commission last week but because of numerous complications and delays, it is just now being presented. The Commission has not had time to review it. He said after it is reviewed it will be calendared for next week's meeting under the Chief's Report whereby the Chief will make a public presentation to the Commission along with his specific recommendations.

He again apologized to the news media and the community for treating the report, at this point in time, as a confidential matter pertaining to the Department's Rules, Procedures and Regulations, but assured them that it would be discussed at the next Commission meeting.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

- a) Traffic Officer of the Month Awards.  
(Officer James R. Seim)

Sergeant Gary Epperly introduced the Traffic Officer of the Month for January, Officer James Seim. He also introduced the Market Director for the San Francisco Chamber of Commerce, Mr. Gordon Williams. The Sergeant then gave the Commissioners some background information on Officer Seim and the reasons why the officer was chosen as Traffic Officer for the Month of January.

Mr. Williams then presented to Officer Seim a plaque, accommodations for two for two nights at the Hyatt Regency and also an invitation for dinner for two at Scott's Restaurant at the Embarcadero Center.





Commissioner Sanchez on behalf of the Commission and the Police Department thanked the Chamber of Commerce for their participation in this program noting the supreme efforts contributed by all parties to maintain the standards of excellence which the San Francisco Police Department has listed as one of its highest objectives. He said this program gives the Police Commission a unique opportunity to re-assess and meet the various officers who are brought forth for this award.

He then congratulated the Officer and his family for service above and beyond.

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

511 LAGUNA STREET - THE TARTS BAKERY

- a) At 511 Laguna Street, install a 22' yellow zone, extending from north property line 22' south of same.

VARIOUS - S.F. HOUSING AUTHORITY

- a) At 25 Sanchez Street, install a 20' white zone, (diagonal parking) from south end of building entrance 20' north of same.
- b) At 1760 Bush Street, install a 40' white zone, extending from 4' to 44' east of the east driveway entrance.
- c) At 939 Eddy Street, install a 15' white zone, extending from 27' to 42' west of east property line between driveways.
- d) At 951 Eddy Street, install a 34' white zone, extending from 18' to 52' west of east property line.
- e) At 320-330 Clementina, install a 20' white zone, extending from 50' to 70' west of east property line.



633 FOLSOM STREET - PACIFIC TELEPHONE

- a) At 633 Folsom Street, install a 22' blue zone, extending from 60' east to west property line to 82' east of same. Remove meter #629.
- b) At 633 Folsom Street, revoke 8' of existing white zone.

399-10th AVENUE - BOUDIN BAKERIES

- a) At 399-10th Avenue, install a 44' yellow zone, extending 44' north of Geary Boulevard.

VARIOUS - THE SHOWPLACE

- a) At 55 Division Street, install a 22' yellow zone, extending from 38' to 60' east of the west property line.
- b) On Unit Block of Henry Adams, install a 20' yellow zone, extending from 128' to 148' south of the entrance way.
- c) On Unit Block of Henry Adams, install a 20' yellow zone, extending from 186' to 206' south of the entrance way.
- d) On 1900 block of Alameda Street (Kansas), install a 20' yellow zone, extending from 98' to 118' west of the east property line.
- e) On the Unit block of Vermont (Division), install a 20' yellow zone, extending from 142' to 162' north of the south property line.
- f) On the Unit Block of Vermont (Division), install a 20' yellow zone, extending from 200' to 220' north of the south property line.
- g) At 1998 Alameda, revoke existing 96' yellow zone, extending from 115' to 211' east of Vermont Street.



- h) At #2 Kansas Street, revoke existing 40' yellow zone, extending from 73' to 113' south of Division Street.
- i) At #2 Kansas Street, revoke existing 40' yellow zone, extending from 294' to 334' south of Division Street.
- j) At #2 Kansas Street, revoke existing 45' yellow zone, extending from 209' to 254' south of Division Street.
- k) At #2 Kansas Street, revoke existing 40' yellow zone, extending from 113' to 173' south of Division Street.
- l) At #2 Kansas Street, revoke existing 20' green zone, extending from 113' to 133' south of Division Street.
- m) At #2 Kansas Street, revoke existing 40' green zone, extending from 254' to 294' south of Division Street.
- n) At #2 Kansas Street, revoke existing 36' green zone, extending from 173' to 209' south of Division Street.
- o) At #2 Kansas Street, revoke existing 60' green zone, extending from 13' to 73' south of Division Street.

615 MASON STREET - S.F.P.D. - REVOKED

- a) At 615 Mason Street, revoke existing 34' yellow zone, extending from 44' to 78' north of Sutter Street.

4320 MISSION STREET - JOE'S CABLE CAR RESTAURANT -  
DENIED

- a) At 4320 Mission Street, install a 22' blue zone, extending from south property line 22' north of same. DENIED.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez





REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 479 feet of green, yellow and white zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 132-82

WILLIAM E. WALLACE

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of William E. Wallace in the sum of \$2,500.00 in Superior Court Action No. 761-545, entitled "William E. Wallace v. City and County of San Francisco," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 21, 1979

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 133-82

EDWARD R. DUNN

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Edward R. Dunn in the sum of \$1,500.00 in United States District Court No. C-80-0984, entitled "Edward R. Dunn vs. City and County of San Francisco et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 21, 1979

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez



RESOLUTION NO. 134-82

JOHNNY PHILLIPS, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Johnny Phillips, Jr., in the sum of \$1,000.00 in Superior Court Action No. 769-916 entitled, "Johnny Phillips, Jr., vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 4, 1979

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 135-82

GORDON PHILLIPS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Gordon Phillips in the sum of \$600.00 in Superior Court Action No. 751-042, entitled "Gordon Phillips vs. City and County of San Francisco, John Lazarich, Ken Lim, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 31, 1978

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 136-82

SANDRA VATER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sandra Vater against the City and County of San Francisco in the sum of \$69.53 as the result of damages sustained, be, and the same is hereby approved.





Date of Incident: December 20, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 137-82

JOHN A. STEWART

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John A. Stewart against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 10, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 138-82

PETER G. SOE, SR.

RESOLVED, that the recommendation of the City Attorney for settlement of the Peter G. Soe, Sr., against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 7, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 139-82

EVANS SULME

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Evans Sulme against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 5, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 140-82

ROBERT K. JOHNSTON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert K. Johnston against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 21, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 141-82

JEFF RICKER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jeff Ricker against the City and County of San Francisco in the sum of \$60.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 20, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 142-82

CONSTANCE ANGELOPULOS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Constance Angelopoulos against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 5, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 143-82

KATHERINE M. RODRIGUEZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of



Katherine M. Rodriguez against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 5, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 144-82

JAMES R. JENNER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James R. Jenner against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 14, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 145-82

EDWARD OUTLAND

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Edward Outland against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 8, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 146-82

WINNIE GUIDRY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Winnie Guidry against the City and County of San Francisco in the sum of \$70.00 as the





result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 1, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 147-82

JERRY CIVETTA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jerry Civetta against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 13, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 148-82

CIVIC CENTER TOW SERVICE

RESOLVED, that the recommendation of the City attorney for settlement of the claim of the Civic Center Tow Service against the City and County of San Francisco in the sum of \$75.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 31, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 149-82

CHARLES DE BENEDETTI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charles DeBenedetti against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 11, through January  
13, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 150-82

POLICE CONTINGENT FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of \$4,000.00 charging same to Index Code 580217 as an advance on the Police Contingent Fund for the month of February, 1982.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 151-82

POLICE NARCOTIC FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of \$6,000.00 as an advance on the Police Narcotic Fund for the month of February, 1982.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 152-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchcers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Captain Richard D. Klapp	)	\$180.00	(Commission
Personnel & Training	)	each	(on Peace
	)		(Officer Standards
Lieutenant Ronald L. Jackson)			(and Training
Personnel & Training	)		(Quarterly Meet-
			(ing, San Diego,
			(California, Jan-
			(uary 28, 1982.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 153-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attend-





ing the below-indicated program, be, and the same are hereby approved:

Sergeant Peter Libert	)	\$315.00	(Advanced Crime
Crime Prevention Division	)	each	(Prevention Divi-
	)		(sion, Sacramento,
Police Officer Mary Petrie)			(California, from
Crime Prevention Division )			(January 18, 1982
			(to January 23, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 155-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Sergeant Donald Carlson)	\$500.00	(Microdata Real-	
Police Academy	)	each	(ity Programming
	)		(Seminar, San Fran-
Sergeant Richard Racine)			(cisco, California,
Police Academy	)		(from January 11,
			(1982 to January 15,
			(1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 156-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant Rene LaPrevotte)	\$90.00	(Northern and Southern
Vice Crimes-Narcotics	)	(California Air/Marine
Division	)	(Coordinating Council
		(Joint Meeting, Sacra-
		(mento, California,
		(from January 28, 1982
		(to January 29, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 157-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Police Officer Michael )	\$1,072.00	(Explosive Ord-
Travis )	each	(nance Disposal
Tactical Division )		(Refresher Train-
)		(ing Course, Hunts-
Police Officer Edward )		(ville, Alabama,
Dullea )		(from January 24,
Tactical Division )		(1982 to January
		(29, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 158-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Police Officer John Meek )	\$227.00	(Report Writing
Police Academy )	each	(for Trainers
)		(Course, Gilroy,
Police Officer Jerome )		(California, from
Senkir )		(January 18, 1982
Police Academy )		(to January 20, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 159-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:





Police Officer ) \$580.00 (Narcotic Investi-  
Michael Boyd ) (gation Course, Sac-  
Vice Crimes- ) (ramento, California,  
Narcotics Divi-) (from January 10, 1982  
sion ) (to January 22, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 160-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouch-  
ers submitted by the following-named members  
of the Police Department for expenses incurred  
in attending the below-indicated program, be, and  
the same are hereby approved:

Police Officer Roger ) \$286.00 ("Ordnance Expo 82"  
Foge ) each (Armorers Seminar,  
Police Range ) (Los Angeles, Cal-  
 ) (ifornia, January  
Police Officer Charles) (27, 1982 to January  
Coates ) (29, 1982.  
Police Range )

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 162-82

AUTHORIZING ATTENDANCE OF LIEUTENANT WILLIAM  
SCHEFFLER AND SERGEANTS RICHARD HOLDER, ROBERT  
HANKINS, CORNELIUS CROWLEY, TACTICAL DIVISION,  
AT THE ANALYSIS OF URBAN TERRORIST ACTIVITY  
TRAINING COURSE IN SACRAMENTO, CALIFORNIA FROM  
MARCH 1, 1982 TO MARCH 5, 1982.

RESOLVED, that the recommendation of the  
Chief of Police that Lieutenant William Scheffler,  
and Sergeants Richard Holder, Robert Hankins,  
Cornelius Crowley, Tactical Division, be detailed  
to attend the Analysis of Urban Terrorist Activity  
Training Course in Sacramento, California, from  
March 1, 1982 to March 5, 1982, be, and the same  
is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieuten-  
ant William Scheffler, Sergeants Richard Holder,  
Robert Hankins, and Cornelius Crowley, in a sum  
not to exceed \$290.00 each, will be reimbursed  
by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez





RESOLUTION NO. 161-82

AUTHORIZING ATTENDANCE OF LIEUTENANT HENRY WILLIAMS, OFFICER-IN-CHARGE OF THE JUVENILE BUREAU, AT THE "PREVENTION-YOU AND YOUTH" TRAINING CONFERENCE IN PALM SPRINGS, CALIFORNIA, FROM MARCH 9, 1982 TO MARCH 12, 1982.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Henry Williams, Officer-In-Charge of the Juvenile Bureau, be detailed to attend the "Prevention-You and Youth" Training Conference in Palm Springs, California, from March 9, 1982 to March 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Henry Williams, in a sum not to exceed \$418.00, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 163-82

AUTHORIZING ATTENDANCE OF LIEUTENANT FRANKLIN GREER AND SERGEANT ANTHONY BALZAR, INTERNAL AFFAIRS BUREAU, AT THE INTERNAL AFFAIRS SEMINAR IN HUNTINGTON BEACH, CALIFORNIA, FROM MARCH 2, 1982 TO MARCH 4, 1982.

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Franklin Greer and Sergeant Anthony Balzar, Internal Affairs Bureau, be detailed to attend the Internal Affairs Seminar in Huntington Beach, California, from March 2, 1982 to March 4, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Franklin Greer and Sergeant Anthony Balzar, in a sum not to exceed \$399.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 164-82

AUTHORIZING ATTENDANCE OF SERGEANT/INSPECTOR GERALD MC CARTHY, INTELLIGENCE/S.I., AT THE BASIC BOMB SCENE INVESTIGATION COURSE IN OROVILLE, CALIFORNIA, FROM MARCH 8, 1982 TO MARCH 12, 1982.

RESOLVED, that the recommendation of the



Chief of Police that Sergeant/Inspector Gerald McCarthy, Intelligence, /S.I., be detailed to attend the Basic Bomb Scene Investigation Course in Oroville, California, from March 8, 1982 to March 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Inspector Gerald McCarthy in a sum not to exceed \$321.00, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 165-82

AUTHORIZING ATTENDANCE OF SERGEANT/INSPECTOR RICHARD HESSELROTH, JUVENILE BUREAU, AT THE JUVENILE LAW ENFORCEMENT OFFICERS TRAINING COURSE, IN SACRAMENTO, CALIFORNIA, FROM MARCH 7, 1982 TO MARCH 12, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Inspector Richard Hesselroth, Jvenile Bureau, be detailed to attend the Juvenile Law Enforcement Officers Training Course in Sacramento, California, from March 7, 1982 to March 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Inspector Richard Hesselroth in a sum not to exceed \$440.00, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 166-82

AUTHORIZING ATTENDANCE OF SERGEANT GLENN PENNEBAKER, OFFICER-IN-CHARGE OF THE DRIVER TRAINING AT THE POLICE ACADEMY, AT THE P.O.S.T. SPECIAL SEMINAR FOR BASIC ACADEMY DRIVER TRAINING/VEHICLE OPERATIONS INSTRUCTORS IN SACRAMENTO, CALIFORNIA, FROM FEBRUARY 16, 1982 TO FEBRUARY 17, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant Glenn Pennebaker, Officer-In-Charge of the Driver Training at the Police Academy, be detailed to attend the P.O.S.T. Special Seminar for Basic Academy Driver Training/Vehicle Operations Instructors in Sacramento, California, from February 16, 1982 to February 17, 1982, be, and the same is hereby approved; and be it further





RESOLVED, that expenses incurred by Sergeant Glenn Pennebaker will be reimbursed directly to Sergeant Glenn Pennebaker by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 167-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER JOYCE WATKINS, PERSONNEL AND TRAINING, AT THE STATEWIDE BACKGROUND INVESTIGATIONS SEMINAR IN SACRAMENTO, CALIFORNIA, FROM FEBRUARY 24, 1982 TO FEBRUARY 25, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officer Joyce Watkins, Personnel and Training, be detailed to attend the Statewide Background Investigations Seminar in Sacramento, California, from February 24, 1982 to February 25, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Joyce Watkins will be directly reimburse to Officer Watkins by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 168-82

AUTHORIZING ATTENDANCE OF SERGEANT/ASSISTANT INSPECTOR GEORGE KOWALSKI, OPERATION "S", AT THE P.O.S.T., SPECIAL SEMINAR ON ANALYSIS AND REVISION OF THE SUPERVISORY COURSE IN SACRAMENTO, CALIFORNIA, FROM FEBRUARY 25, 1982 TO FEBRUARY 26, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Assistant Inspector George Kowalski, Operation "S", be detailed to attend the P.O.S.T., Special Seminar on Analysis and Revision of the Supervisory Course in Sacramento, California, from February 25, 1982 to February 26, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Assistant Inspector George Kowalski in a sum not to exceed \$140.00 will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez



RESOLUTION NO. 169-82

AUTHORIZING ATTENDANCE OF SERGEANT GLENN PENNE-  
BAKER, POLICE ACADEMY, AT THE POLICE FIREARMS  
INSTRUCTOR COURSE IN EUREKA, CALIFORNIA, FROM  
MARCH 1, 1982 TO MARCH 12, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant Glenn Pennebaker, Police Academy, be detailed to attend the Police Firearms Instructor Course in Eureka, California, from March 1, 1982 to March 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Glenn Pennebaker in a sum not to exceed \$735.00 will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

PUBLIC HEARING RELATIVE TO PROPOSED SECONDARY  
EMPLOYMENT GENERAL ORDER NO. B-3, (CONTINUED  
FROM THE MEETING OF FEBRUARY 3, 1982) - CONTINUED  
TO MARCH 3, 1982.

Deputy Chief Shannon asked that this matter be continued to March 3rd as during the past week in a meeting with the San Francisco Police Officers' Association representatives, some points were discussed that should be given further consideration by the Department. Because of this, he said, he was asking that the matter be continued.

AYES: Commissioners Daly, Nelder, Toler,  
Sanchez

ABSTAINING: Commissioner Murphy

RECEIPT OF PROPOSED GENERAL ORDER NO. P-6, OUTSIDE  
SPECIALIZED TRAINING. (COPIES SENT TO EMPLOYEE  
ORGANIZATIONS).

This item was continued for two (2) weeks for Public Hearing.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

The Commission then adjourned its meeting at 6:02 p.m.

  
\_\_\_\_\_  
SECRETARY





24 FEBRUARY 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, February 24, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

Commissioner Sanchez presiding.

DOCUMENTS DEPT.

JUL - 6 1982

RESOLUTION NO. 172-82

SAN FRANCISCO  
PUBLIC LIBRARY

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
REX LEWIN, SUPPORT SERVICES BUREAU-COMMUNICATIONS  
DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Rex Lewin, Support Services Bureau-Communications Division, was called, it having been set for this date; and

WHEREAS, because Recruit Officer Rex Lewin did not appear and was not represented by counsel, the Commission at the suggestion of Mr. Jerry Akins, attorney for the Police Department, continued the matter to a later date; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Rex Lewin, is set for Wednesday, April 7, 1982 at 4:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

Commissioner Sanchez said the Commission had met in Executive Session under the rules of the Brown Act to discuss personnel matters and no vote was taken.

He then said before the Chief gives his report, he wanted to share with his colleagues on the Commission and members of the Press and many San Franciscans the fact that at the late hour last Wednesday, The Commission did receive the





Chief's Report on the 49'ers Motorcade and there were delays because of manpower, holiday's and other things. He said the Commission has now had adequate time to thoroughly review it and will be able to discuss it with the Chief tonight after he makes his presentation on it.

Chief Murphy: "Thank you Commissioners, and for the information of the Press that's here tonight, there will be copies of the report available at the Public Affairs Office at any time after I make my report here tonight.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy: "Commissioners, you have all had time to read the report and I think it would be redundant on my part to re-read the whole report. Basically, there are 19 pages that go into detail as to what exactly occurred the night of the 49'ers victory and the planned celebration the following day, and I think we should bet to the heart of the matter as to what recommendations are coming forward from the department to deal with future events involving large numbers of persons for any celebration, or parade, or whatever the case might be.

What we have found that after the report we had a critique of the incident by the officers involved and Command members of the Department and certain recommendations came forward as a result of that critique. And what they deal in is additional training for police officers in crowd control techniques as oppose to riot control. We are going to propose that training be given to the officers at the district stations on a monthly basis as opposed to what we are currently doing on a twice annual basis. When the officers go to the range now they get training in crowd tactics. We are going to expand on that training to deal with crowd control as oppose to riot control tactics. We are going to do this on a monthly basis at the district stations and with other members of the Department. The report also deals with other things that have to be taken into consideration, such as crowd restraining devices, and I am talking about barricades. As you know the department does not have a sufficient number of barricades now. We have a limited number of wooden barricades which are totally inadequate for any type of crowd control, so what we are going to do is submit a supplemental appropriation requesting the purchase of some 200 metal interlocking barricades. We are also going to re-institute the Wiring Squad in certain cases. As you may recall, years ago, we had a Wiring Squad in the Property Control Office that for any large assemblage of people they literally went out and roped, or wired off certain areas along parade routes, or what have you. We are



going to re-institute that in the department to the degree that we can. That coupled with the restraining devices, the barricades, should help to maintain some semblance of crowd control where there are large numbers of people.

There are other things that have to be taken into consideration for any large demonstration, such things as the route that any parade or motorcade may tend to go on, and in this particular case the route of the parade was certainly inadequate to accommodate the number of persons that came down to celebrate the 49'ers victory. Of course no one had any idea at all that the number of people that came down to celebrate was going to be as large as it was. Five Hundred thousand people is certainly the largest number of people that has ever turned out for anything in San Francisco. If we are going to have celebrations of this sort, we are going to have to extend the route to be able to accommodate that number of people. It will mean lengthening of the route and it will also have to take into consideration the terminal point of the parade, or motorcade or something of that significance. We don't feel that the Plaza at City Hall is the appropriate place for something like that. We are suggesting other areas, possibly Candlestick Park or the Embarcadero Plaza, someplace, or Golden Gate Park that could accommodate a large number of people.

One other aspect that we learned too was that the Grandstand itself was a relevantly low structure that didn't give people an opportunity to see what was going on up on the platform and that caused some crowding conditions that we feel that if the stage itself were up higher people would have had a better opportunity to see what was going on up there and there wouldn't have been the pushing and the shoving for a better vantage point.

We are also going to go to other departments, major departments throughout the country, such as New York and New Orleans and see what methods they use for crowd control in large events. I think we have to specify in General Order Form when the use of bullhorns, or public address systems are going to be used. If we are going to disperse people we have to give them advance notification that we are going to have to declare, if necessary, an unlawful assembly and give people adequate warning to leave the area.

I think one of the most significant parts of the report is that if police officers are taking their stars off, if we have to provide in accordance with the Penal Code some other means of identification, and in that regard I am going to propose that we paint, or stencil the officers star numbers on the helmets, the riot control helmets, either on the front and/or back of the







helmet so that they can be readily identified by their number. We are also going to stencil the unit from which the officer is assigned, the 9 district stations and the Tac, so that their supervisors will be able to identify the officers under their command. Part of the problem we have now is when the officer puts the helmet on and pulls down the face mask, even if you know the officer personally, its very difficult to identify them. So we feel that if we do put the star number and the unit designator on the helmet that will help identification purposes.

Another aspect that in any gathering such as this there is also a certain amount of predatory crime involved where people come into an area specifically for the purpose of committing crimes. We are going to, in the future, be detailing large numbers of undercover officers to mix with the crowd and to arrest the persons responsible for that of crime. To give you an example of what I am talking about is the fact that in the Southern District in a two hour period, 40% of the robberies that occurred in that district to date were committed during a two hour period during that 49'er victory celebration. I think what we will have to do is detail a significant amount of officers into the crowd in undercover dress, mix with the crowd and take out the trouble makers early on in any event.

I mentioned the training, I think the cost of policing the 49'er celebration came up to about \$53,000, I think we have to appropriate a sufficient amount of funds in order for us to be able to adequately police those events. I think that just about covers it. We talked about the routes, the timing of those events is very important, we can't have a major demonstration, or parade of that type, at the hour that we had that particular celebration going on, so the routes and the timing and all these other points that's the gist of the report. Do you have any questions?"

Commissioner Sanchez: "Fine, I know the Commission has a number of questions, let's see I think this time I will start from the right, Commissioner Nelder and then we will go to Commissioner..."

Commissioner Nelder: "Well, I hope first of all that everybody here understands that if some of our questions seem searching, it's because in this kind of a situation we have to ask them out here. It isn't involved in the Brown Act where we can talk about personnel so this hasn't been discussed before, so it seems very fundamental, and it only seems fundamental because they are questions which we don't know the answers to. And the purpose of this report, I understand, is to critique



the events of both days with a view to obtaining an objective portrayal of what occurred and to identify where necessary, means by which such events can be better policed in the future.

Chief, I don't see anywhere in this report what planning, preparation implementations was anticipated before the events occurred?"

Chief Murphy: "Well Commissioner, the police department was only one entity that was involved in the planning and I think one of the most serious mistakes that was made in that is that the celebration was planned for a motorcade as opposed to a full blown parade and I am not quite sure that the planners of the celebration realized the difference between a motorcade and a parade. A motorcade, of course, is just an escort through town with motorcycles and a parade involves shutting down, closing down the streets, which probably would have been the best way to go, and if there is anything like that in the future, then, obviously, we will insist upon that type of policing."

Commissioner Nelder: "For instance, where was the Central Command of Operations?"

Chief Murphy: "Well, that's another part that's in the report. There was problems with Command notification. The Command notification order was recently re-written and that order pertained... and the purpose of that order was to slow down the police response to some incidents, critical incidents, I am talking primarily about hostage situations and sniper situations.

It has been our experience in the past that the response from the police department was overly quick and tied up an inordinate amount of police personnel for those occasions and what we tried to do was slow it down to the point where somebody, let's say in a hostage situation, somebody get the facts before you call out and tie up a quarter, or 25% of the Department on the situation and, unfortunately, that order worked too well in this situation. There are problems in that order and that order is going to be revised."

Commissioner Nelder: "If there is one area in this report which I would be critical of it is the lack of the use of your Intelligence Division by the people that were in charge of these events. There isn't any mention of the Intelligence Division in here at all and I am sure that if the Intelligence Division had been asked to sort of participate they would have told whoever was in charge that there were scores of people coming in from the outside as well as some schools closing and, of course, this would augment any crowd. So I would suggest, unless you have some reason of your own, that my question is awry, that I would certainly seriously suggest you charge your





Deputy Chief's with utilizing the Intelligence Division."

Chief Murphy: "I have talked with our Intelligence people after the fact was over and even they didn't have any idea at all that there would be this many people coming into it. We had assumed that there was a good possibility that regardless of the size of the crowd that appeared, there would be some people coming there for purposes other than celebrating the event. So your suggestion is taken."

Commissioner Nelder: "Do you think that it might be helpful in the future to have a Strategic Command Center, for instance here in the Hall of Justice, it is my understanding that your Deputy Chief of Patrol was at the Mayor's Office. Would you consider, perhaps, this might be something that you might consider for the future, that you organize a Strategic Command Center, staffed by a Deputy Chief and have a high representative of the Muni Railway, somebody who would know how to institute and put into effect Mutual Aid, a member of the Fire Department, a member of the Intelligence Division and so forth. And I think this might be real helpful because this would give you a total picture of the city and what's occurring in the city rather than one district."

Chief Murphy: "That's also one of the things that after this report was made that we decided we were going to have to do. We found that our Operation Center is too far removed from what is going on. Now it is located on the 4th floor at the Bureau of Inspectors and it is just too far removed from the scene. I think it has to be closely aligned to the Communication Division where the action is. So we are looking at that and we are also looking into a Duty Officer Program such as they have in the military whether it will be a ranking Commissioned Officer on duty 24 hours a day so that in the absence of the Chief, or a deputy, that person is the person responsible for all of the notifications. I think now what we have, we have an Operations Center in the Bureau of Investigations, but it falls short of what the Department's needs are. We have to have some Command presence."

Commissioner Nelder: "Well, this Strategic Command Center in a situation like this would be separate and apart from your regular communications, right?"

Chief Murphy: "Yes."





Commissioner Nelder: "And I think it would have rectified some of the problems that, I guess, each of us was in a different position. I was in a common position of just standing on Market Street with a couple of kids and I couldn't help but realize that the only sensible thing to do was to leave, and the reason for that was evidently a lack of knowledge in Central Communications that these problems were developing, and I think by instituting a Strategic Command Center you could immediately shore up wherever you needed to do so."

Chief Murphy: "Yes, we have been trying to do that for at least a year and part of the problem is the space consideration. We have been attempting to get some space available in the Hall of Justice here for exactly that purpose and a number of reasons why it hasn't been done, and all valid reasons, but there does, in fact, have to be a Command Center here in the Department and there will be."

Commissioner Nelder: "Well, despite my questions, I think the men did a fine job but I do think that some of the things that I saw in the report, and didn't see in the report, which I transferred to you might be very helpful to you in the future."

Chief Murphy: "Thank you."

Commissioner Sanchez: "Thank you."

Commissioner Murphy: "I also have several questions. I think it was a great report as far as what happened to the cops. I don't think there is anything said that tells me what happened to the citizenry. And I think that's what we, possibly the Commission, is most concerned with because we obviously don't run the Department, but we also are representing the citizenry. I couldn't find any place where it told us how many people were hurt. We saw how many arrests, yes, but for what? But how many were injured, or an ambulance summoned for, or that sort of thing? I think that would be important for us to know, certainly."

Another thing I am concerned about is that, I think it is awfully good to have a lot of training and so on, but I think you can substitute training for common sense. It seems to me the first time that they had a bus stopped, as on Sunday evening, the 24th, and again on the



25th, someone, a Patrolman or higher, if they were around should have told Muni to stop sending busses through. It seems to me the very first bus that they couldn't get through because of the tremendous crowds, you didn't have to be a Chief, or Deputy Chief, or a Lieutenant, I think just any patrolman could see that was happening, could tell his Sergeant, 'say look, we are going to have problems with the Muni,' and get that back to Command Headquarters, or whatever, if they could and apparently they didn't get much back to Command Headquarters because they didn't get much out from Command Headquarters.

I think we have had, well we have had several riots in my memory of this city. The last one before this, of course, was the May 21st riot. I'm not sure there is anyone in the Department that really knows how to teach crowd control. And I think it's terribly important that we do learn from others, I know in New York when they have a big parade, I have seen them on TV, the cops don't look out toward the parade, they look toward the people and watch the crowd. And I am just an amateur, obviously there may be hundreds of other things police can do. I think we ought to have some training of our training staff, how do you control crowds, and how do you avoid riot situations, and control after the riot explodes. It's a very fine line between the two, because one can happen just very quickly after the other.

The other thing is, did you know what happened on Sunday night? You were in the East, did you know what happened on Sunday night before you got home?"

Chief Murphy: "No, not until Monday."

Commissioner Murphy: "Not until Monday? Well then you should have been informed of it, it seems to me. Your staff should have informed you that look, 'we had a heck of a time Sunday night and we had some very bad and dangerous situations. I think at that point that there should have been an indication, if your Intelligence had been working, of what might happen on Monday because.....'"

Chief Murphy: "This all goes back to the Command notification that we were talking about earlier."

Commissioner Murphy: "Yes, it sure was not there, anyway, I have got one remark here in which I said, 'my goodness how long does it take to realize that you have a riot on your hands,' this is on page two on the 24th, I mean almost anyone could figure out you had some bad situations there awful fast."





Chief Murphy: "Well, we had some bad situations throughout the city and most of them diffused themselves. Even up on Broadway for about an hour, or an hour and a half up there, everything was going along fine and then the mood of the crowd changed, then that's when it became a critical situation."

Commissioner Murphy: "Well, I think that's another place where you have a critique or you try to understand why the mood of the crowd changed. I mean this is where your Intelligence could help, it seems to me, and some other kinds of looking into the situation. I am not blaming anyone in particular, I just think that it's terribly important to know what happened to the citizenry at this time, and this is not indicated at all. On the 24th, on the Sunday night, they only assigned 4 squads to the Mission District. Now a squad is a Sergeant and 7 men, now that is 28 patrolmen and 4 Sergeants. That's not very many it seems to me if you are going to have a big situation. And then on the 25th, I don't know how many they assigned, but they must have known something was going to happen on the 25th. Well, I could go on, and I will if you want me to, but I think that the major point that I am making is that we don't really know what happened to the citizenry. We do know what didn't happen, but I think we have just got to realize that we are going to have this more and more. This city has changed a lot since years ago and I don't think we can have this again. Thank you."

Commissioner Sanchez: "Commissioner Daly and then Commissioner Toler."

Commissioner Daly: "If some of my remarks sound a little repetitive, it might be because I would like to emphasize it. I have an interesting point of view because I was helping to serve on the committee to plan the celebration. I am very aware that during these meetings to plan the celebration, no one considered the fact, it was beyond our belief that more than 200,000 people would show up. But several things happened that I don't see in the report. The day of the Super Bowl, immediately after that game, I had my police radio on. As far as I was concerned, when I asked for extra batteries for my radio, it looked to me that we didn't have any plans for Sunday night but we did see a General Order or orders here before the Commission on plans for the Monday celebration. I am very concerned, Chief, to hear you say that you were not informed about Sunday night's occurrences, however, that does explain your calm reaction and Mayor Feinstein's calm reaction when you were on the platform because I have a feeling that if you had been aware of what went on the night before, my radio was on until 4 o'clock in the morning,



you would have been a little bit more concerned. Any my radio was on until 4 o'clock in the morning and can tell you that part of the communications then was that emergency rooms were being filled up and we were indicating where injured people should be taken because certain hospitals couldn't take people. That just doesn't effect the people who are involved in the celebration, that effects somebody who has a heart attack or has somebody fall down the steps and need emergency treatment. If I wanted to find out what happened to the citizens, I think it would be pretty easy, to check emergency room records and see how many citizens ended up in emergency rooms and what kind of injuries were occurring. For example, I do know that one person had a broken back and is paralyzed from falling off an automobile that he was riding on top of. Now I don't blame the police for that, and I don't think we should, but it's important to know what the results were from this gathering. This happened on Sunday night, I might add, and the difficulty was that because of the crowds, an ambulance couldn't get to the person very soon. I would like to mention that in front of City Hall when I was on the balcony, this was the second day, I noticed the barricades across the way and it had been planned that that street be blocked off. Until the actual motorcade got to Grove Street we had officers standing in fairly good order in front of those barricades. As the motorcade made its way around the corner, I looked and I realized no officers were standing in front of those barricades at that moment. The Tac Squad, or the ones in uniforms had formed a very good wedge on one side to get the players and their families and the kids safely up the steps and onto the stage. However, it was at that moment when no police officers were left in front of the barricades at all, that's the moment that the crowd surged forward and I noted that, I verbalized that at the time that it just seemed appalling to me that we can order all of the barricades we want but if everybody had to move to the side to try to stop the crowds coming into the street, what happened was that's when people surged forward. And those in front who had children and little ones that had been waiting for a long time were surged with the crowd so when the horses came in, and the motorcycles came in, that's when panic in some sections occurred.

And finally I would like to say this occurred, I've seen this in other parades and I think it's not safe, or a sensible thing to do, when we don't have a riot situation, and that is to be rolling motorcycles at a slow rate of speed, and that makes a cycle wobble along the curbs where people have placed their children and young people without warning for them to try to get back against a crowd that's obviously pushing them forward for better views. It doesn't make sense, that's where panic and injuries occur and when the kids were upset, in fact, I believe one young man was saved from being hit by a motorcycle and brought aboard one of the





Cable Cars for his safety. So it seems that that would be a major thing that we could change immediately without a great deal of training and just recognize that unless we have a disturbance, this was a situation where the citizens of San Francisco were coming to celebrate, and I know there are instigators in crowds and I don't believe we had... I don't think we really had anybody in the crowds, plainclothes, at the time to assist. But I think we can really learn a lot from this. I hope that every citizen that has a complaint brings it forth because that certainly gives us an opportunity to test our new Internal Affairs Bureau plans and I think that these improvements might help both the Department and the citizenry when we win the Super Bowl next year."

Chief Murphy: "One of the things that you talked about was the barricades in front, or along the curb line there and the fact is that there was just an insufficient amount of barricades there to actually do it and it created a vacuum as it mentioned in the report for those people to surge into. I have been able to maintain that."

Commissioner Sanchez: Commissioner Toler, do you have any comments?"

Commissioner Toler: "Thank you Mr. President. I do share the concerns that have been expressed by my fellow Commissioners, but I must say I have read the major incidents report concerning this and after hearing your report Chief, I have a couple of questions I would like to ask. You said as far as adequate warning to leave the area, is there an amount of time you may give a person to leave, because I am reminded about what Commissioner Nelder said in regard to the crowd surging forward and the poor souls that are in front of the line may end up being the victim so in that point give into them."

Chief Murphy: "Yes, there had to be an adequate time warning there and I think 5 minutes in a case like that would be reasonable. Allow 5 minutes from the first warning and then repeat the warning at minute intervals until we get down to the time where you have to make a move."

Commissioner Toler: "The officers who are singled out to serve on special events of this nature, do you have special officers for this or anyone who is, let's say, off duty, are there just single that person out to serve, or do you have special people?"

Chief Murphy: "Yes, we try to use for demonstrations, on the most part, the Tactical Division,





because they are the best trained officers for that situation, but in a case like this we have to use all of the officers in the department."

Commissioner Toler: "The reason why I asked that is because I think in terms of some officers who may have been brought up on complaints for this, excessive force, and this same person is there had he just waiting for an opportunity, and I must say that we have a few of those, waiting for the opportunity to use his force again and it just so happens that he is there and they start moving forward, of course he is going to resist anyone who may be coming toward him but, nevertheless, I am just wondering about the people that you have to serve in this capacity."

Chief Murphy: "Generally, we use all of the uniformed forces in the Department and if we can identify those officers, that have that proclivity then, of course, we would take appropriate action in those cases and that's one of the reasons for identifying the number on the helmet."

Commissioner Toler: "As far as speaking of helmets, does all officers have helmets?"

Chief Murphy: "Yes, all officers have their own individual helmets."

Commissioner Toler: "Thank you. I have nothing further."

Commissioner Sanchez: "Yes, I just have a number of comments and then I know that perhaps some of my other colleagues have some additional questions. I have read through the report as my colleagues have and felt that some of these specific recommendations are, in fact, valid and I hope that you would put a time line on when these will be in operation, both in reference to identification, which I think, of the helmet, the number in front and the unit in back. Just let me clarify something too, because I know that a lot of citizens have mixed feelings about what a special squad is, such as the Tactical Squad. And I know I have received individual comments as have others saying that when our special units were involved there was excellent supervision, training and excellent rapport, but I think as we looked at the report, I think we had roughly, what 360 officers in the area, I am assuming, and the report doesn't specify, and I know maybe we can have that information as we continue on, that all of the officers were called back to their stations to report down to the area, and when people see an officer who has a helmet and a baton, the normal response may be that this



is a member of the Tac Squad when, in essence, the Tac Squad people had been there earlier, there was great rapport and no difficulties whatsoever. So your recommendations about crowd control and maybe even expansion of our Special Services Units to deal with crowd situations, especially with families who in a situation like they were, there were many families there, I think that, in essence, we would be resolving part of the difficulties that we have gone through.

The questions, I think, and comments of Commissioner Nelder dealing with Intelligence, I think, is something that also you will continue to address. I know that just in initial exploring, I notice that the General Orders for the San Mateo Sheriff's Department and the Airport Police were very specific. They were very specific, so much so that they listed barricades, feet, officers assigned, and I think 3 or 4 contingency plans, including one that if the crowd became so large the plane would take off again and land in Oakland. They were anticipating that there would be a great deal of at least difficulty and they had a series of alternate plans and specific General Orders given their supervision whatever, that I think we could either review or else take a look at our own specific department orders and shore them up to insure that we know who, in fact, is supervising who and whatever.

When the Commission initially requested you to review the matter, I had specifically stated that this was not the first time the question of training has been brought before the Commission in public meetings. The POST Study which was done in 1977, the management study of the Department which was requested by the Police Commission with the Chief of Police, cited one area, namely supervision and training. And it said effective, 'Field Supervision' is lacking. Proper supervisory controls must be established, there must exist an understanding down through the ranks of the department of the need for delegation and accountability. Each specific task to be performed should be the responsibility of one person, I think alternate units, etcetera, etcetera. I know that the staff is in the process of reviewing the Management Study again. I think that maybe we might want to consider at some point of having POST come in if we feel it is a rational approach and help us implement some of these excellent recommendations that they undertook roughly 5 years ago, but I think that, basically, your study does speak to a number of things, but as I said initially some of these issues have been raised roughly 5 years ago.





In reference to the other study, the Police Commission requested in 1979, and at that point we requested and contracted out with SRI, Stanford Research Institute, to come in and take an objective look at what, in fact, did happen and how we, as a department, and we, as a Commission, could better institutionalize crowd control and training within the department and some of the recommendations there were: 'Police should use the best method available to forewarn crowd members to leave.' They talked about revising procedures to provide whenever possible that warnings to disperse should be given to crowds before police action. We have gone through this a number of times, I think, as Commissioner Murphy has said, etcetera, etcetera. There should also be standard procedures that have to be reviewed and updated for major incidents or Civil Disorders, specific recommendations and I thank one that really hits home as I discussed, my first one; 'various units joined yet under no command. There were no instructions to the Sergeants.' This was the 79 incident and yet in this case we have men and women reporting from the Parishes down to a Command Post that really wasn't clear as far as specific Commands and who was in charge of initial operations. We had our Special Force Units with their lines of supervision but they are trained in this, and I think we had some navigation difficulties.

Overall as we had said initially, there is always room for improvement in a fine police force and I know the Commission has been quite proud over the years as we are now over a number of unique, significant achievements of this Department but, nonetheless, we do have an opportunity here to take a critical look at some shortcomings and how we could increase the effectiveness of both training, supervision, accountability, intelligence, etcetera, that basically, this Commission has cited and we have full confidence in you and we know that you will take this by the helm and you will insure that a number of these areas are addressed, comprehensively, to maintain the best possible police department which we consider in the United States.

I could go on in a number of other cases, but I think the General Concepts have been here that there have been individual studies of the San Francisco Police Department by other Law Enforcement Agencies. We worked on a collaborative model they have had some specific recommendations on how we can improve a number of cases. I think this gives us a chance to not only say we have reviewed it, we are going to do it, but more importantly, and I want to stress this, I think we have to say specifically, hopefully within the next week or two when, in fact, these things will take place and when, in fact, we will have a number of the men and women within the department who meet



the criteria and guidelines as reviewed by POST in 1977 and some specific recommendations pertaining to crowd control, standardization of procedures, review and update as cited in the 1979 report. Those would be my only comments at this point Chief, and if you have any response to that and thereafter, I think there may be some more questions."

Chief Murphy: "No Commissioner, I would just like to read the last paragraph of the report I feel...I still think that it holds true that on balance it stated at the beginning of the report the officers of the department conducted themselves very well during the Super Bowl Victory Celebration under very trying circumstances, but as with anything else there were lessons to be learned about how we can better conduct such operations in the future, we learned those lessons, we will put those measures into effect."

Commissioner Sanchez: "Fine. Does the Commission have further....Commissioner Nelder?"

Commissioner Nelder: "Well, the only thing I want to say Chief is I guess you feel like you have been to the woodshed."

Chief Murphy: "Not really."

Commissioner Nelder: "And we could sit here like the mutual admiration society and say everything is fine, but if we did we wouldn't be doing our job and neither would you. So we simply have to say and take the report at face value. This is a report made by your department and the things which I outlined very early which and to do with the preparation planning, implementation and leadership during these kinds of events is exceedingly vital because it impacts on life and limb in the final analysis. So some of the suggestions, of course, speaking for myself, and I suppose that the other Commissioners agree, that the things that we said to you, you may or may not accept, but we certainly hope that you will entertain them and come back in due time as Commissioner Sanchez pointed out with a comprehensive report of what the department will do in the future when situations like this develop."

Chief Murphy: "I think that will be done as we progress through and get each one of these points covered here, we will bring it to your attention and show exactly what we are doing, and when it comes out in General Order form, you will have that."





I think the efforts of the report to point out our shortcomings, how we are handling these type of events, I think the report hit pretty much the nail on the head as to where we fell short and there are other things that the Commission has pointed out and we will certainly adopt those procedures."

Commissioner Nelder: "And you have been questioned about your whereabouts and I think in the future whenever the Chief of Police leaves the Community, particularly the State of California, that you will put it on the calendar so that we can make a decision. This is for your protection as well as the people of San Francisco."

Chief Murphy: "Sure."

Commissioner Sanchez: "Are there further questions or comments from the Commissioners, Commissioner Murphy?"

Commissioner Murphy: "I have, I don't want to nitpick and I am not going to, but I do have some comments that I have written on my report that I will give to you because I think they are pertinent to what my concerns have been. And I will do that. One thing I did want to ask you, Commissioner Toler touched on it, and I am not sure I understood. Were there no officers of any rank that were on the street that were wearing just uniforms and not helmets, were they all wearing helmets?"

Chief Murphy: "I would assume that they were all wearing helmets."

Commissioner Murphy: "Because we have had complaints before that officers had taken off their stars for a variety of reasons and obviously no one could identify an officer unless they happen to know them. So by stencilling the star number on the helmet that would mean that every officer could be identified, is that correct?"

Chief Murphy: "Yes."

Commissioner Murphy: "I see, thank you."

Commissioner Sanchez: "The only other comment that I wanted to make at this point after just listening to this is that the question of bullhorns has been raised before and I know the Chief is studying





this, and I hope you do review all methods of communications pertaining to large crowds, i.e., the fixed blade the old whirlybirds, I am not saying we are going to reinstate that, I know that other cities are now asking for the whirlybirds to be used in situations, I know the Highway Patrol uses them, I think the City of Berkeley is asking to consider it as a possible crowd control prevention method whatever, or you could at least speak to groups or crowds. I know that some of our own patrol units have microphones that could be heard for blocks and blocks. I remember after the Dallas Game, which to me was a major event also, I know all of us were...but Mission Street was just backed up and yet the rapport between the officers, and between the kids, and San Franciscans was unique, and there was great communication, and sure there is always one or two isolated incidents where, basically, it might have called for consistent police action, but everybody was just having a good time and it was a great deal of tolerance and understanding and it was sort of like...it was almost like the shakedown cruise before the following weekend when they, in fact, did beat Cincinnati, so what I am saying is I know you will explore all modes of communication for use by the Department in situations like this, given again the diversity of the city not only in reference to people, but geographic area, topography, etcetera, and hopefully, review that with the Commission, and we could at least have some discussions about new policies and procedures.

Does the Commission have further questions or comments pertaining to this report? If not, we will take a 5 minute recess and then we will proceed with the Hearing."

PUBLIC HEARING OF SPECK CAB COMPANY'S RESPONSE TO THE PETITION OF THE VETERANS TAXICAB COMPANY AS TO ALLEGED VIOLATIONS OF PROPOSITION K. (CONTINUED FROM THE MEETING OF DECEMBER 23, 1981.)-  
CONTINUED TO MARCH 17, 1982.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 173-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
MICHAEL SEARS, POLICE GARAGE.

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Michael Sears, Police Garage, was called, it having been set for this date; and



WHEREAS, it was requested by Mr. Joe R. McCray, attorney for Recruit Officer Michael Sears, that the date for the hearing before the Police Commission be set for April 7, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Michael Sears, is set for Wednesday, April 7, 1982 at 4:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING OF POLICE OFFICER YVONNE HARBOR,  
POTRERO POLICE STATION

The hearing of Police Officer Yvonne Harbor, Potrero Police Station, was called, it having been set for this date. Police Officer Yvonne Harbor was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to obey the lawful orders of a superior officer. (Violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to truthfully and without evasion answer questions propounded. (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to remain at her assigned detail. (Violation of Section 9.29 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Sleeping while on duty. (Violation





of Section 2.101 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Failure to devote her entire attention to the efficient performance of police duties. (Violation of Section 2.29 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 6

Neglect of duty and engaging in conduct which is prejudicial to the efficiency and discipline of the department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer Yvonne Harbor appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared as the Prosecutor for the Police Department.

Opening statements were made by both the Prosecuting and Defense Attorneys.

The following-named witnesses appeared for the Prosecution, were duly sworn and testified:

Sergeant James A. Christman  
Traffic Bureau

Lieutenant Donald Goad  
Muni Transit Division

The following-named witnesses appeared for the Defense, were duly sworn and testified:

Police Officer Yvonne Harbor  
Potrero Police Station



Inspector Napoleon Hendrix  
Homicide Detail

Closing statements were then made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 174-82

DECISION - HEARING OF POLICE OFFICER YVONNE HARBOR, POTRERO POLICE STATION

WHEREAS, on December 7, 1981, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer Yvonne Harbor, as follows:

SPECIFICATION NO. 1

- a) At all times herein mentioned, Yvonne Harbor was and is a police officer employed by the San Francisco Police Department;
- b) As a police officer, Officer Harbor was and is responsible for knowing and obeying the Rules and Procedures of the San Francisco Police Department;
- c) On October 17, 1981, Officer Harbor was assigned to Muni Transit Division and detailed to the Traffic Bureau from 1400 hours to 2200 hours;
- d) At all times mentioned herein, Sgt. James Christman was the superior officer of Officer Yvonne Harbor.
- e) On October 17, 1981 at or about 1515 hours, Sgt. James Christman, Star #336, instructed Officer Harbor to report to 3rd and Gilman Streets in the City and County of San Francisco for fixed post duty and further instructed her that she was not to leave her post without permission;
- f) On October 17, 1981, at or about 1615 hours, Sgt. Christman observed that Officer Harbor



was not at her assigned post;

- g) At or about 1615 hours and 1643 hours on October 17, 1981, Sgt. Christman searched the surrounding area including the B & J Coffee Shop but was unable to locate Officer Harbor;
- h) The conduct of Officer Harbor in failing to obey the lawful orders of Sgt. Christman constituted a violation of Section 2.45 of the Rules and Procedures of the San Francisco Police Department which states that a member:

2.45 "Shall strictly obey and promptly execute the lawful orders of his superior officers. In case of conflict of orders from superior officers, he shall respectfully call attention of the superior officer giving the last order to such conflict, should the latter not change his order it shall be obeyed and the member shall not be held responsible for disobedience of any former order in obeying said last order."

SPECIFICATION NO. 2

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 are hereby incorporated by reference as though fully set forth herein;
- b) When she returned to her assigned post at or about 1655 hours on October 17, 1981, Sgt. Christman observed Officer Harbor and asked where she had been;
- c) Officer Harbor told Sgt. Christman that she had been in the B & J Coffee Shop and that she had driven a relative to the relative's home in her personal vehicle;
- d) Sgt. Christman had searched the surrounding area and the B & J Coffee Shop twice during her absence, the immediate vicinity and was unable to locate Officer Harbor;
- e) The conduct of Officer Harbor in failing to truthfully respond to the questions propounded by Sgt. Christman constitutes a violation of Section 2.49 of





the Rules and Procedures of the San Francisco Police Department which states a member:

2.49. "Shall, when called upon by a superior officer, or by one specially assigned by lawful authority to conduct and investigation involving police matters, or any matter affecting the conduct of a member or members, truthfully answer all questions propounded. All reports, statements and declarations made orally, or in writing in the foregoing matters shall contain the truth without evasion."

SPECIFICATION NO. 3

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 and paragraphs (b) and (c) of Specification No. 2 are hereby incorporated by reference as though each were fully set forth herein;
- b) The conduct of Officer Harbor in leaving her assigned detail without permission constitutes a violation of Section 9.29 of the Rules and Procedures of the San Francisco Police Department which states that a member:

9.29 "Shall not leave his beat, detail or assignment, EXCEPT:

- .1 Performance of police duty.
- .2 Orders or permission of a superior.
- .3 Absolute personal necessity.

SPECIFICATION NO. 4

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 and paragraphs (b), (c) and (d) of Specification No. 2 are hereby incorporated by reference as though each were fully set forth herein;
- b) On October 17, 1981 at or about 2200 hours, Sgt. Christman observed Officer Harbor asleep in her personal vehicle at her second assigned post at Carol and Ingalls Streets in the City and County of San Francisco;



- c) In order to awaken Officer Harbor, Sgt. Christman was required to dismount from his motorcycle;
- d) By sleeping while on duty, Officer Harbor violated Section 2.101 of the Rules and Procedures of the San Francisco Police Department which states that a member:

2.101 "Shall not sleep while on duty."

SPECIFICATION NO. 5

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1, and paragraphs (b) through (c) of Specification No. 4, are hereby incorporated by reference as though each were fully set forth herein;
- b) The conduct of Officer Harbor in failing to devote her entire time and attention to the efficient performance of police duties constitutes a violation of Section 2.29 of the Rules and Procedures of the San Francisco Police Department which states that a member:

2.29 "Shall, during his watch or tour of duty, devote his entire time and attention to the efficient performance of police business and shall not engage in any other business or calling."

SPECIFICATION NO. 6

- a) Each and every allegation contained in paragraphs (a) through (h) of Specification No. 1, paragraphs (b) and (c) of Specification No. 2, paragraph (b) of Specification No. 3, paragraphs (b) through (d) of Specification No. 4, and paragraphs (b) and (c) of Specification No. 5 are hereby incorporated by reference as though each were fully set forth herein;
- b) The conduct of Officer Harbor in failing to obey the lawful orders of a superior, failing to truthfully answer questions propounded, failing to remain at her assigned detail, sleeping while on duty, and failing to devote her entire time and attention to the efficient performance





of police duties constitutes neglect of duty and unofficerlike conduct thereby violating Section 2.13 of the Rules and Procedures of the San Francisco Police Department which states:

2.13 "Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the Department or which reflects discredit upon the Department or any member thereof that is prejudicial to the efficiency and discipline of the Department, though such offenses are not specifically defined or laid down in these rules and procedures shall be considered unofficerlike conduct, triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, February 24, 1982, and on Wednesday, February 24, 1982, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Yvonne Harbor as contained in Specification No.1, Section 2.45, Specification No.3, Section 9.29, Specification No. 5, Section 2.29 of the Rules and Procedures of the San Francisco Police Department are sustained by the evidence presented at the hearing; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Yvonne Harbor as contained in Specification No. 2, Section 2.49, Specification No. 4, Section 2.101 and Specification No. 6, Section 2.13 of the Rules and Procedures of the San Francisco Police Department are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Yvonne Harbor has violated Specification No. 1, Section 2.45, Specification No. 3, Section 9.29 and Specification No. 5, Section 2.29 of the Rules and Procedures of the San Francisco Police Department; and be it further



RESOLVED, that it is the order of the Police Commission that Police Officer Yvonne Harbor has violated Specification No. 1, Section 2.45 of the Rules and Procedures of the San Francisco Police Department and for said violation she shall be suspended from duty, without pay, for five (5) working days; and be it further

RESOLVED, that it is the order of the Police Commission that Police Officer Yvonne Harbor has violated Specification No. 3, Section 9.29, and Specification No. 5, Section 2.29 of the Rules and Procedures of the San Francisco Police Department, and for said violations she shall be admonished; and be it further

RESOLVED, that said suspension of five (5) working days shall commence Friday, March 5, 1982 at 0001 hours, and terminate on Tuesday, March 9, 1982 at 2400 hours; and be it further

RESOLVED, that Police Officer Yvonne Harbor shall be ordered by the Captain of Potrero Police Station, to be re-instructed at the Police Academy for whatever period of time that the Captain deems necessary for Officer Harbor to review and learn the Rules and Procedures of the San Francisco Police Department.

Recesses taken during the hearing of Police Officer Yvonne Harbor:

1937 hours to 1944 hours  
2022 hours to 2040 hours  
2046 hours to 2100 hours.

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda S. Pransky, C.S.R.)

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

The Commission then adjourned its meeting at 9:01 p.m.

  
SECRETARY





3 MARCH 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, March 3, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

DOCUMENTS DEPT.

Commissioner Murphy presiding.

III - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

The Commissioners, having received, amended and returned copies of the minutes of the meetings of January 20, 1982 and January 27, 1982, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RECOMMENDATIONS OF THE TRAFFIC BUREAU-APPROVED

RESOLVED, that the recommendation of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

16 GUERRERO STREET - CALIFORNIA FIRE & SECURITY

- a) At 16 Guerrero Street, install a 22' green zone, extending from north entrance way of #16 Guerrero Street.

272 BAYSHORE - PEACOCK INTERIORS

- a) At 272 Bayshore, install a 21' green zone, extending from south property line 21' north of same.

150 SPEAR STREET - BANK OF AMERICA

- a) At 150 Spear Street, install a 40'





white zone, extending from 40' to 80' north of the south property line.

#11 BLUXOME - CENTER HARDWARE

- a) At #11 Bluxome, install a 16' STLZ, extending from west property line 16' east front of loading dock to be painted signs on both sides special truck zone.

123 BLUXOME - BANNANA REPUBLIC

- a) At 123 Bluxome, install a 17' STLZ extending from west end of building 17' east - front of dock to be painted with signs - "SPECIAL TRUCK ZONE."

1201 PLYMOUTH STREET - VIKING SUBMARINE

- a) At 1201 Plymouth Street, install a 22' green zone, extending from south property line of 1300 Ocean Avenue, 22' north of same.

#2 HYDE STREET - ORPHEUM THEATER

- a) At #2 Hyde Street, install a 92' white zone, extending from 57' to 149' north of Market Street crosswalk.
- b) Meters to be installed with signs "SPECIAL PASSENGER ZONE 6 P.M. to 2 A.M."

111 POWELL STREET - VARIOUS SHOPS

- a) At 111 Powell Street, install a 7' yellow zone, extending from 15' north of Ellis to 22' north of Ellis Street. Will be an extension of 7' onto already existing 41' yellow zone.

114 POWELL STREET - GOLDEN STATE HOTEL

- a) At 114 Powell Street, revoke existing 14' white zone, extending from 84' north of Ellis Street to 98' north of Ellis Street.
- b) Replace with 14' of yellow which will extend onto existing yellow - leaves hotel with 44' of white zone.



123 POWELL STREET - VARIOUS SHOPS

- a) At 123 Powell Street, revoke existing 31' white zone, extending from 63' north of Ellis to 94' north of Ellis Street.
- b) Replace with 31' STLZ from 63' north of Ellis to 94' north of Ellis Street. (Will make a total of 88' STLZ.)

140 POWELL STREET - VARIOUS SHOPS

- a) At 140 Powell Street, revoke existing 44' yellow zone, extending from 106' south of O'Farrell to 150' south of O'Farrell Street.
- b) Replace with 44' STLZ extending from 106' south of O'Farrell Street to 150' south of O'Farrell Street.

145 POWELL STREET - VARIOUS SHOPS

- a) At 145 Powell Street, revoke 57' of existing yellow zone, extending from 94' north of Ellis Street to 151' north of Ellis Street.
- b) Replace with 57' of STLZ. (Will be a total of 88' of STLZ extending from 63' north of Ellis to 151' north of Ellis.)

210 POWELL STREET - VARIOUS SHOPS

- a) At 210 Powell Street, revoke existing 66' yellow zone, extending from 25' north of O'Farrell to 91' north of O'Farrell Street.
- b) Replace with 66' STLZ, extending from 25' north of O'Farrell to 91' north of O'Farrell Street.

241 POWELL STREET - VARIOUS SHOPS

- a) At 241 Powell Street, revoke existing 50' white zone, extending from 61' south of Geary Street to 111' south of Geary Street.





- b) Replace with 50' STLZ, extending from 61' south of Geary Street to 111' south of Geary Street.

#2 HYDE STREET - ORPHEUM THEATER

- a) At #2 Hyde Street, revoke existing 92' yellow zone, extending from 57' to 149' north of Market Street crosswalk.

#1 WILLOW - S.F.P.D. - REVOKED

- a) At #1 Willow, revoke existing 47' yellow zone, extending from 6' to 53' west of Larkin Street.

1301 PINE STREET - S.F.P.D. - REVOKED

- a) At 1301 Pine Street, revoke existing 20' green zone, extending from 6' to 26' west of Hyde Street.

774 HARRISON STREET - ARMSTRONG CONSTRUCTION COMPANY - DENIED

- a) At 774 Harrison Street, revoke existing 22' green zone, extending from west property line 22' east of same. DENIED.
- b) Replace with 22' blue zone, extending from west property line 22' east of same. DENIED.

AYES: Commissioners Nelder, Toler, Murphy

ABSNET: Commissioners Daly, Sanchez

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 421 feet of white, yellow and green zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 175-82

LUCIANNA RUSSO

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Lucianna Russo in the sum of \$4,500.00 in Superior Court Action No. 784-877, entitled "Lucianna Russo vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 23, 1980

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 176-82

COURTESY TOW SERVICE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Courtesy Tow Service against the City and County of San Francisco in the sum of \$235.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 1, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 177-82

CHRISTINA E. STOUT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Christina E. Stout against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 9, 1982

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 178-82

MARY MAURER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mary Maurer against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 7, 1982

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 179-82

ABC TOWING & STORAGE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the ABC Towing & Storage Company against the City and County of San Francisco in the sum of \$75.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 24, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 180-82

TAKETOSHI KUWAYAMA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Taketoshi Kuwayama against the City and County of San Francisco in the sum of \$163.41 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 29, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 181-82

EMILIO ICABALCETA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Emilio Icabalceta against the City and County of San Francisco in the sum of \$729.18 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 3, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 182-82

KAREN AND JAMES GRATZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Karen and James Gratz against the City and County of San Francisco in the sum of \$1,474.85 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 29, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 183-82

DIANE FLORES AND ALLSTATE INSURANCE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Diane Flores and Allstate Insurance Company against the City and County of San Francisco in the sum of \$1,141.11 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 14, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 184-82

PETER PLATE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Peter Plate against the City and County of San Francisco in the sum of \$100.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 3, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 185-82

RANDY S. REFKIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Randy S. Refkin against the City and County of San Francisco in the sum of \$20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 16, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 186-82

KLAUS E. SHAWLEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Klaus E. Shawley against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 9, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 187-82

ANN RIDAUGHT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Ann Ridaught against the City and County of San Francisco in the sum of \$35.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: July 2, 1981

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 188-82

DOROTHY MAE MOSS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Dorothy Mae Moss in the sum of \$85,000.00 in United States District Court Action No. C-79-2657 RFP, entitled, "Dorothy Mae Moss., As Administratrix of the Estate of Charles James, deceased, and in her own behalf vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 19, 1978

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 189-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Deputy Chief James	)	\$150.00	(Practical Negotia-
P. Shannon	)	each	(ting Skills, San
Administration Bureau)			(Francisco, Calif-



Captain Richard Trueb) (ornia, February  
Legal Office ) (11, 1982.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 190-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant Franklin Greer	) \$74.00	("Pitchess
Internal Affairs Bureau	) each	(Motions" Sem-
	)	(inar, Menlo
Lieutenant James Sturken	)	(Park, Calif-
Personnel & Training	)	(ornia, Feb-
	)	(ruary 10, 1982.
Sergeant Edward Liggins	)	
Legal Office	)	
	)	
Sergeant Michael Seybold	)	
Legal Officer	)	

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 191-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Inspector Michael	) \$290.00	(Specialized Surveill-
Maloney	) each	(ance Equipment Train-
"S" Squad	)	(ing Course, Sacramento,
	)	(California, from January
	)	(25, 1982 to January 29,
Sergeant Steven	)	(1982.)
Smith	)	
"S" Squad	)	

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez



RESOLUTION NO. 192-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Sergeant Joseph	)	\$399.00	(Internal Affairs
Northen	)	each	(Seminar, Huntington
Internal Affairs	)		(Beach, California,
Bureau	)		(February 9, 1982 to
	)		(February 11, 1982.
Lieutenant Bill	)		
Taylor	)		
Internal Affairs	)		
Bureau	)		
	)		
Sr. Management Asst.)			
James Maas	)		
Chief/Police Com-	)		
mission Offices	)		

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 193-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Asst. Inspector Daniel	)	\$580.00	(Narcotic In-
Hance	)		(vestigation
Vice Crimes-Narcotics	)		(Training Course,
Division	)		(Sacramento, Cal-
			(ifornia, January
			(31, 1982 to Feb-
			(ruary 12, 1982.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 194-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher





submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant Philip )	\$118.00	(International Society
Dunnigan )		(for Investigative and
Mission Station)		(Forensic Hypnosis Quar-
		(terly Meeting, Los
		(Angeles, California,
		(January 29, 1982.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 195-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Sergeant/Inspector )	\$185.00	(Tenth Annual Calif-
Michael Dower )	each	(ornia Robbery Invest-
Robbery Detail )		(igators Training Sem-
		(inar, San Jose, Calif-
Sergeant/Inspector )		(ornia, February 3, 1982
David Bowman )		(to February 5, 1982.
Robbery Detail )		
Inspector Timothy )		
Casey )		
Robbery Detail )		
Sergeant/Inspector )		
Calvin Nutting )		
Robbery Detail )		

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 196-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Sergeant Daniel )	\$290.00	(Informant Develop-
Foley )	each	(ment and Maintenance
Intelligence/Gang)		(Sacramento, California,



Police Officer ) (February 1, 1982  
Thomas Perdue) (to February 5, 1982.  
Intelligence/ )  
Gang Task )  
Force )

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 197-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Police Officer Reno) \$83.20 (Training Seminar -  
Rapagnani ) ("Justification of  
Tactical Division ) (Snoopys," Stockton,  
(California, February  
( 5, 1982 to February  
( 6, 1982.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 198-82

AUTHORIZING ATTENDANCE OF SERGEANT/INSPECTOR PAUL MORSE, OPERATION "S" AND SERGEANT/ASSISTANT INSPECTOR WILLIAM KIDD, OPERATIONS CENTER, AT THE SPECIALIZED SURVEILLANCE EQUIPMENT TRAINING COURSE IN SACRAMENTO, CALIFORNIA, FROM MARCH 22, 1982 TO MARCH 26, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Inspector Paul Morse, Operation "S" and Sergeant/Assistant Inspector William Kidd, Operations Center, be detailed to attend the Specialized Surveillance Equipment Training Course in Sacramento, California, from March 22, 1982 to March 26, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Inspector Paul Morse and Sergeant/Assistant Inspector William Kidd, in a sum not to exceed





\$290.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 199-82

AUTHORIZING ATTENDANCE OF SERGEANT/INSPECTOR GERALD MC CARTHY, INTELLIGENCE BUREAU, SERGEANT/INSPECTOR BRUCE LORIN, SERGEANT/INSPECTOR THOMAS ARNOLD, SERGEANT/ASSISTANT INSPECTOR VICTOR FLEMING, AND SERGEANT/ASSISTANT INSPECTOR THOMAS DONOHUE, GENERAL WORKS DETAIL, AT A PRISON GANG ACTIVITY TRAINING COURSE, IN SACRAMENTO, CALIFORNIA, FROM MARCH 29, 1982 TO APRIL 2, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Inspector Gerald McCarthy, Intelligence Bureau, Sergeant/Inspector Bruce Lorin, Sergeant/Inspector Thomas Arnold, Sergeant/Assistant Inspector Victor Fleming and Sergeant/Assistant Inspector Thomas Donohoe, General Works Detail, be detailed to attend the Training Course - Prison Gang Activity in Sacramento, California, from March 29, 1982 to April 2, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Inspector McCarthy, Sergeant/Inspector Lorin, Sergeant/Inspector Arnold, Sergeant/Assistant Inspector Fleming and Sergeant/Assistant Inspector Donohoe in a sum not to exceed \$290.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 200-82

AUTHORIZING ATTENDANCE OF SERGEANT JOHN CURRIE, PHYSICAL TRAINING SUPERVISOR FOR THE POLICE ACADEMY, AT THE P.O.S.T. SPECIAL SEMINAR FOR BASIC ACADEMY PHYSICAL FITNESS TRAINING INSTRUCTORS IN SACRAMENTO, CALIFORNIA, FROM MARCH 2, 1982 TO MARCH 3, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant John Currie, Physical Training Supervisor for the Police Academy, be detailed to attend the P.O.S.T. Special Seminar for Basic Academy Physical Fitness Training Instructors in Sacramento, California, from March 2, 1982 to March 3, 1982, be, and the same is hereby approved; and be it further



RESOLVED, that expenses incurred by Sergeant Currie in a sum not to exceed \$140.00, will be reimbursed by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 201-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER LORIN DUBOUR, CRIMINALISTICS DIVISION, AT A LATENT PRINT TECHNIQUES TRAINING COURSE IN SACRAMENTO, CALIFORNIA, FROM MARCH 8, 1982 TO MARCH 12, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officer Lorin Dubour, Criminalistics Division, be detailed to attend a Latent Print Techniques Training Course in Sacramento, California, from March 8, 1982 to March 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Dubour in a sum not to exceed \$290.00 will be reimbursed by P.O.S.T.

AEYS: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 202-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER SYLVIA DAVID, VICE CRIMES-NARCOTICS UNIT, AT THE NARCOTIC INVESTIGATION COURSE IN SACRAMENTO, CALIFORNIA FROM MARCH 14, 1982 TO MARCH 26, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officer Sylvia David, Vice Crimes, Narcotics Unit, be detailed to attend the Narcotic Investigation Course in Sacramento, California from March 14, 1982 to March 26, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer David in a sum not to exceed \$580.00 will be reimbursed by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 203-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER EDWARD COLLINS, POLICE ACADEMY, AT THE STATE-WIDE HAZARDOUS MATERIALS TRAINING PROGRAM, "TRAIN-THE-TRAINERS" IN BRYTE, CALIFORNIA, FROM MARCH 1, 1982 TO MARCH 3, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officer Edward Collins, Police Academy, be detailed to attend the Statewide Hazardous Materials Training Program "Train-The-Trainers" in Bryte, California, from March 1, 1982 to March 3, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Collins will be paid by the Department of California Highway Patrol.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 204-82

AUTHORIZING ATTENDANCE OF CAPTAIN JOHN JORDAN, INGLESIDE STATION, INSPECTORS MICHAEL MULLANE, CARL KLOTZ AND NAPOLEON HENDRIX, HOMICIDE DETAIL, AT THE 1982 CALIFORNIA HOMICIDE INVESTIGATORS CONFERENCE IN CULVER CITY, CALIFORNIA FROM MARCH 10, 1982 TO MARCH 12, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Captain John Jordan, Ingleside Station, Inspectors Michael Mullane, Carl Klotz, and Napoleon Hendrix, Homicide Detail, be granted permission to attend the 1982 California Homicide Investigators Conference in Culver City, California, from March 10, 1982 to March 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Captain Jordan, Inspectors Mullane, Klotz and Hendrix in a sum not to exceed \$325.00 each, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez





RESOLUTION NO. 205-82

AUTHORIZING ATTENDANCE OF SERGEANT/ASSISTANT INSPECTOR FRED LAU, POLICE ACADEMY, AT THE P.O.S.T. SPECIAL SEMINAR FOR BASIC ACADEMY CRIMINAL LAW INSTRUCTORS IN SACRAMENTO, CALIFORNIA FROM MARCH 16, 1982 TO MARCH 17, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Assistant Inspector Fred Lau, Police Academy, be detailed to attend the P.O.S.T. Special Seminar for Basic Academy Criminal Law Instructors in Sacramento, California, from March 16, 1982 to March 17, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Assistant Inspector Fred Lau will be reimbursed directly to Sergeant/Assistant Inspector Fred Lau by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 206-82

AUTHORIZING ATTENDANCE OF SERGEANT ALAN BENNER, RECRUITMENT AND RETENTION UNIT, AT THE P.O.S.T. WORKSHOP - FINAL DEVELOPMENT PHASE OF STRESS COURSE IN SACRAMENTO, CALIFORNIA ON MARCH 12, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant Alan Benner, Recruitment and Retention Unit, be detailed to attend the P.O.S.T. Workshop - Final Development Phase of Stress Course in Sacramento, California on March 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Benner will be reimbursed directly to Sergeant Benner by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 207-82

AUTHORIZING ATTENDANCE OF SERGEANT BERNARD SHAW AND POLICE OFFICER JAMES LEACH, COMMUNITY SERVICES DIVISION, AT THE ADVANCED CRIME PREVENTION COURSE IN SACRAMENTO, CALIFORNIA FROM MARCH 15, 1982 TO



MARCH 19, 1982

RESOLVED, that the recommendation of the Chief of Police that Sergeant Bernard Shaw and Police Officer James Leach, Community Relations Unit, be detailed to attend the Advanced Crime Prevention Course in Sacramento, California from March 15, 1982 to March 19, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Shaw and Officer Leach in a sum not to exceed \$315.00 each will be reimbursed by P.O.S.T.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

POLICE COMMISSION REPORT

Commissioner Murphy announced that the Commission had met in Executive Session this afternoon at 4:30 p.m., and no vote was taken.

Commissioner Nelder said he noticed that each Commissioner had received a copy of a report from Mr. Jim Maas, the Commission's Staff Investigator, indicating that the Internal Affairs Bureau has begun mailing out Citizens Satisfaction Questionnaires and, in that regard, he requested from the Legal Officer information, or written guidelines.

Commissioner Nelder said he would suggest that the Commission hold an Executive Session in regards to this matter on March 17th at 4:30 p.m.

The Commission unanimously concurred and an Executive Session Meeting was scheduled for that date.

CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said that he had no report tonight.

REQUEST FOR A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$3,860 TO FUND THE TRAINING OF PARKING





CONTROL OFFICERS IN THE USE OF MACE.

Deputy Chief Shannon said when Local 400, who represents the Parking Controllers and other portions of city employees, negotiated a Memorandum of Understanding at the beginning of this year, they included in that Memorandum of Understanding a section that stated that certain classifications should be given training in the use of MACE. He said they also said \$10,000 dollars should be used to acquire this training for the employees in this category and it was proposed that the money would be appropriated by the Board of Supervisors. He said, however, the money was not appropriated by the Board and then it was left up to the Police Department to comply with Local 400's Memorandum of Understanding, which was signed by the City and mandates the Police Department to conduct the MACE Training.

Commissioner Nelder said he would suggest that the Chief take a look at this and after a 6 month experience give the Commission a report on it and see just how effective it has been.

It was then unanimously approved.

RESOLUTION NO. 208-82

REQUEST FOR A SUPPLEMENTAL APPROPRIATION IN THE AMOUNT OF \$3,860.00 TO FUND THE TRAINING OF PARKING CONTROL OFFICERS IN THE USE OF MACE.

RESOLVED, that the Police Commission hereby approves a "Request for a Supplemental Appropriation" in the amount of \$3,860.00. This money will provide for the training of Parking Control Officers in the use of MACE. It will also provide the trained Parking Control Officers with Mace. The funds will be transferred from the Retirement Account (0600) to the Professional and Special Services Account (1001).

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

AMENDING RESOLUTION NO. 335-81 - DISPLAY OF WINGED WHEEL PATCH FOR SOLO MOTORCYCLE OFFICERS.

Deputy Chief Shannon said the Commission in its



Resolution No. 335-81, approved the designation of Winged Wheel Patch for Solo Motorcycle Officers. He said in order for there to be more uniformity provisions must be made for sergeants when they are wearing short sleeve shirts. He said this resolution would allow the winged patch to be worn only on the long sleeve shirts and jackets.

After further discussion, it was approved.

RESOLUTION NO. 209-82

REQUEST TO AMEND RESOLUTION NO. 335-81 -  
DISPLAY OF WINGED WHEEL PATCH BY SOLO MOTOR-  
CYCLE OFFICERS

RESOLVED, that the portion of Resolution No. 335-81, June 10, 1981 entitled "Display" is hereby amended to read:

Display: One patch per garment on right sleeve. Patch to be worn on long sleeve shirt 3 inches above top of cuff immediately forward of the sleeve crease, and on dress blouse and jacket 3 inches above the cuff braid. The patch is to be centered between sleeve seams on dress blouse and jacket, and in all cases mounted so that the arrow is horizontal when the sleeve is in a downward position.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 210-82

JITNEY BUS LICENSE AND/OR PERMIT - GIN TOY WONG -  
REVOKED

WHEREAS, on October 13, 1981, Mr. Gin Toy Wong was granted a Jitney Bus Operator's Permit, a permit which would allow him to become a Jitney Bus Operator, and subsequently Permit #J-41 was granted by the Police Commission on October 21, 1981, allowing him to become a Jitney Bus Owner; and

WHEREAS, said permit was granted contingent upon Mr. Wong complying with various stipulations that he must comply with within sixty (60) days from the approval of the Police Commission on October 21, 1981; and





WHEREAS, Mr. Wong failed to show evidence to the Permit Section that he had complied with those stipulations, i.e., the last insurance policy by Mr. Wong was cancelled and has not been replaced; and

WHEREAS, Section 4a of Proposition K, requires the daily and regularly operation of a motor vehicle for hire permit and Mr. Wong failed to do so for ten (10) consecutive days mandating that the Police Commission revoke his permit; and

WHEREAS, a hearing was held before the Police Commission on March 3, 1982, to show cause as to why Mr. Wong's permit should not be revoked; and

WHEREAS, Mr. Wong failed to appear at the Police Commission hearing on March 3, 1982, and was not represented by counsel; therefore be it

RESOLVED, that based on finding of facts submitted by the Chief of Police, the Police Commission does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Mr. Gin Toy Wong to operate a jitney bus on the Downtown/Fisherman's Wharf Route.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

PUBLIC HEARING RELATIVE TO PROPOSED GENERAL ORDER P-6, OUTSIDE SPECIALIZED TRAINING.

Deputy Chief Shannon said this proposal is just changing a Special Order that the Department issued approximately one (1) year ago to a General Order.

He said there are no objections from the Employee Associations.

It was then unanimously approved.





RESOLUTION NO. 211-82

DEPARTMENT GENERAL ORDER NO. P-6 -- OUTSIDE  
SPECIALIZED TRAINING - APPROVED

RESOLVED, that the Police Commission hereby adopts the proposed Department General Order No. P-6, Outside Specialized Training.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

PUBLIC HEARING RELATIVE TO PROPOSED SECONDARY  
EMPLOYMENT GENERAL ORDER T-1. (CONTINUED FROM  
THE MEETING OF FEBRUARY 17, 1982) - CONTINUED  
TO MARCH 31, 1982.

Mr. Bob Barry of the San Francisco Police Officers' Association, said they were ready to proceed tonight, however, based on the fact that they viewed this as such a crucial issue that not having a full compliment of Commissioners to vote could be extremely detrimental to their cause.

The matter was then continued, tentatively, to March 31, 1982, at which time a full compliment of Commissioners is expected to be present. In the meantime, it has been requested that Mr. Saltzman, attorney for the Police Officers' Association, present, in writing to the Commission, the Police Officers Association's position and legal aspects regarding this issue prior to the tentatively scheduled meeting.

AYES: Commissioners Nelder, Toler

ABSTAINING: Commissioner Murphy

ABSENT: Commissioners Daly, Sanchez

APPROVAL OF 1982-83 SENIOR ESCORT/OUTREACH PROGRAM-  
PARKING TAX PROPOSAL - COMMISSION ON AGING.

Lieutenant Frank Jordan appeared before the Commission and said the matter was self explanatory based on the written material previously submitted to the Commission.

However, he said, just as a quick recap, the matter as defined is their anticipated budget for the Fiscal Year starting July 1, 1982 for the



Senior Escort Program dealing with Parking Tax Revenue and entails the Potrero Hill South of Market Neighborhood Offices. He said that amount is \$187,516 dollars.

He then introduced the Executive Director Mr. Mark Forester and the President of the Senior Advisory Council Ms. Thelma Kavanaugh. The Lieutenant then explained the amounts of money called for on items number 12, and 13, the Escort Walking Patrol at 1280 Laguna Street. He said there they have 1 dispatcher and 6 walking guards with walkie talkies, or pic radios, that actually stand on the corner and through a dispatcher help people back and forth onto the bus, and shopping excursions, and to the Hall of Justice, or wherever they might be. He said so items 11, 12 and 13 are basically tied together.

Mr. Mark Forester in speaking to the Commission, said the Walking Patrol is different from the Senior Escorts. He said the Walking Patrol is a fixed route patrol in the Western Addition in the High Crime Area around the Pink Palace and is not the same as the South of Market Proposal on Potrero Hill.

He said last year the Police Commission approved the Walking Patrol and the money was funded by the Mayor's Criminal Justice Council, the Mayor's Emergency Crime Prevention Package, and what they are now asking for is the permission to go to the Commission on Aging this year and ask them to fund it, and if they chose not to fund the Walking Patrol, he said, he believes they will fund the South of Market Office and keep it open.

He said so as a precaution they would like the Police Commission's permission to go back to the Mayor's Criminal Justice Council also with this proposal.

The Commission then approved items 11, 12 and 13.

RESOLUTION NO. 212-82

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY AND ACCEPT FUNDS TO CONTINUE THE 1982-83 SENIOR ESCORT OUTREACH PROGRAM - PARKING TAX PROPOSAL - COMMISSION ON AGING.

---

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply and accept funds to continue the 1982-83 Senior Escort Outreach Program - Parking Tax Proposal - Commission on Aging,





as follows:

\$187,516.00 For the purpose of continuing the 1982-83 Senior Escort Outreach Program-Parking Tax Proposal - Commission on Aging.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 213-82

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY AND ACCEPT FUNDS TO CONTINUE THE 1982-83 SENIOR ESCORT OUTREACH PROGRAM-WALKING PATROL PROJECT PROPOSAL - COMMISSION ON AGING.

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply and accept funds to continue the 1982-83 Senior Escort Outreach Program - Walking Patrol Project Proposal-Commission on Aging, as follows:

\$92,753.00 For the purpose of continuing the 1982-83 Senior Escort Outreach Program-Walking Patrol Project Proposal-Commission on Aging.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

RESOLUTION NO. 214-82

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY AND ACCEPT AND EXPEND DISCRETIONARY FUNDS FROM THE MAYOR'S CRIMINAL JUSTICE COUNCIL TO CONTINUE THE SENIOR ESCORT OUTREACH PROGRAM-WALKING PATROL PROJECT PROPOSAL.

RESOLVED, that the Police Commission does hereby authorize the Chief of Police of the City and County of San Francisco to apply, accept and expend discretionary funds from the Mayor's Criminal Justice Council to continue the Senior Escort Outreach Program-Walking Patrol Project Proposal, as follows:

\$92,753.00 For the purpose of continuing the 1982-83 Senior Escort Pro-

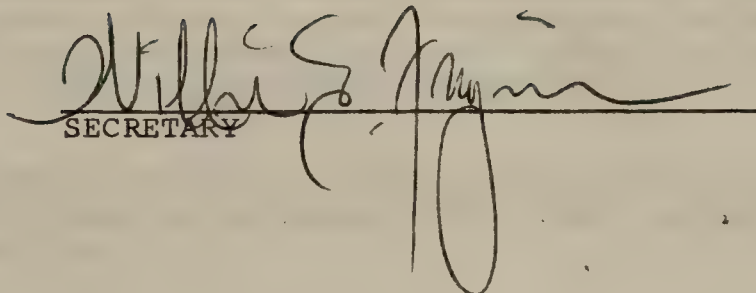


gram - Walking Patrol Project  
Proposal - Mayor's Criminal  
Justice Council.

AYES: Commissioners Nelder, Toler, Murphy

ABSENT: Commissioners Daly, Sanchez

The Commission then adjourned its meeting at 5:52 p.m.

  
SECRETARY



10 MARCH 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, March 10, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler, Murphy

ABSENT: Commissioner Sanchez

DOCUMENTS DEPT.

Commissioner Murphy presiding.

JUL - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

HEARING OF SERGEANT ROBERT DILLON, TARAVAL  
POLICE STATION

Mr. Ephraim Margolin appeared and said that because of the investigation he was making into this case had not been completed, he had two requests. One was that this hearing be continued. The other, he said, was that he would request that the Police Commission Staff prepare subpoenas to be issued for non-departmental witnesses. He said he at first felt he would need 25 but now he would request 12, but, he said, he could not say whether he would use all 12.

Commissioner Nelder then moved approval of Mr. Margolin's request and it was unanimously approved.

RESOLUTION NO. 215-82

HEARING OF SERGEANT ROBERT DILLON, TARAVAL  
POLICE STATION

WHEREAS, the hearing of Sergeant Robert Dillon, Taraval Police Station, was called, it having been set for this date; and

WHEREAS, it has been requested by Mr. Ephraim Margolin, attorney for Sergeant Robert Dillon, that due to discovery not being completed, the matter be continued to May 19, 1982; therefore be it





RESOLVED, that the hearing of the disciplinary charges filed against Sergeant Robert Dillon, Taraval Police Station, is continued to Wednesday, May 19, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy

ABSENT: Commissioner Sanchez

Hearing of Police Officer James T. Spillane, Northern Police Station, was held at this time.

HEARING OF POLICE OFFICER JAMES T. SPILLANE,  
NORTHERN POLICE STATION

The hearing of Police Officer James T. Spillane, Northern Police Station, was called, it having been set for this date. Police Officer James T. Spillane was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Engaging in conduct which tends to subvert the good order, efficiency and discipline of the Department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to prevent crimes, protect life and property, and preserve the public peace. (Violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Being under the influence of intoxicating liquor to such an extent as to be unprepared to exercise police powers. (Violation of Section 2.125 of the Rules and Procedures of the San Francisco Police Department.)



SPECIFICATION NO. 4

Drawing a firearm in a public place when not in the line of duty. (Violation of Section 14.07 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Police Officer James T. Spillane appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared as Prosecutor for the Police Department.

At this time Mr. Stephen Bruce Bley entered a plea of guilty on behalf of his client, Officer James T. Spillane.

Charges against Officer Spillane were then read into the record.

Opening statements were made by both the Prosecuting and Defense attorneys.

The following-named witnesses appeared for the Defense, were sworn and testified:

Captain Charles Schuler  
Northern Police Station

Lieutenant Frank Liuzzi  
Northern Police Station

Sergeant Robert McDonald  
Northern Police Station

Closing statements were then made by both the Prosecuting and Defense attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:





RESOLUTION NO. 217-82

DECISION - HEARING OF POLICE OFFICER JAMES T. SPILLANE,  
NORTHERN POLICE STATION

WHEREAS, on January 6, 1982, Cornelius P. Murphy, Chief of Police, made and served charges against Police Officer James T. Spillane, as follows:

SPECIFICATION NO. 1

- a) At all times herein mentioned, James T. Spillane was a police officer employed by the San Francisco Police Department;
- b) As a police officer, Officer Spillane was and is responsible for knowing and obeying the Rules and Procedures of the San Francisco Police Department;
- c) While off-duty, on December 9, 1981, at or about 1305 hours, Officer Spillane was observed to be walking southbound on the 400 block of Park Presidio Boulevard in the City and County of San Francisco;
- d) As Officer Spillane proceeded southbound on Park Presidio Boulevard, a construction worker in the vicinity observed Officer Spillane to kick construction barricades into a ditch;
- e) When the construction worker yelled at Officer Spillane to stop kicking the barricades over, Officer Spillane removed his revolver from his holster and displayed it, stating to the construction worker, "Come on, cross the street and I'll blow your head off." Officer Spillane then holstered the revolver and continued southbound on Park Presidio Boulevard;
- f) When Officer Spillane reached the 600 block of Park Presidio Boulevard he encountered a work crew digging a ditch, at which time Officer Spillane displayed his revolver, pointed it into the dirt and fired one round discharging his revolver; Officer Spillane then holstered the revolver;



- g) When Officer Spillane reached the 700 block of Park Presidio Boulevard, Officer Spillane was observed to discharge his revolver by firing another round into the ground;
- h) By displaying and discharging his revolver when not in the line of duty, Officer Spillane has engaged in conduct which tends to subvert the good order, efficiency, and discipline of the Department which constitutes a violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which states that:

2.13 "Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

SPECIFICATION NO. 2

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 is hereby incorporated by reference as though each were fully set forth herein;
- b) By displaying his revolver in a rude and threatening manner, when not in the line of duty, Officer Spillane violated Section 417(a) of the California Penal Code which states:

417(a) "Every person who, except in self-defense, in the presence of any other person, draws or exhibits any firearm, whether loaded or unloaded, or any other deadly weapon whatsoever, in a rude, angry or threatening manner, or who in any manner, unlawfully uses the same in any fight or quarrel is guilty of a misdemeanor.

(b)....".



- c) By discharging his revolver in the City and County of San Francisco when not in the line of duty, Officer Spillane violated Section 1290 of the San Francisco Municipal Police Code which provides in relevant part that:

1290 "No person or persons, firm, company, corporation or association shall fire or discharge any firearms or fireworks of any kind or description within the limits of the City and County of San Francisco.

(...)." .

- d) By violating Section 417(a) of the California Penal Code and Section 1290 of the San Francisco Municipal Police Code, Officer Spillane has failed to prevent crimes, protect life and property, and preserve the public peace, which constitutes a violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department which states that:

2.01 "The Police Department and its officers shall have the power and it is their duty to:

- .1 Prevent crimes.
- .2 Protect life and property.
- .3 Detect and arrest offenders.
- .4 Preserve the public peace,
- .5 Enforce all penal laws and ordinances."

SPECIFICATION NO. 3

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 and paragraphs (a) through (c) of Specification No. 2 are hereby incorporated by reference as though each were fully set forth herein;
- b) On December 9, 1981, at or about 1310 hours, Officer Spillane was apprehended on Park Presidio Boulevard near Balboa Street by officers from Richmond Station;
- c) The officers observed that Officer Spillane appeared to have been drinking;





- d) Shortly after Officer Spillane was apprehended, he was taken to the San Francisco Police Department's Traffic Bureau where he was given a breathalyzer test;
- e) The results of the breathalyzer test indicated that Officer Spillane was legally intoxicated;
- f) By being under the influence of intoxicating liquor to such an extent that he was unprepared to exercise police powers, Officer Spillane violated Section 2.125 of the Rules and Procedures of the San Francisco Police Department which states that a member:

2.125 "Shall not, while on duty or in uniform, drink any kind of intoxicating liquor or whether on or off duty be under the influence of intoxicating liquor to such an extent that he will not always be prepared to exercise police powers and be entrusted with the performance of police duty in a calm, deliberate and efficient manner."

SPECIFICATION NO. 4

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 and paragraphs (b) through (c) of Specification No. 2 are hereby incorporated by reference as though each were fully set forth herein;
- b) By drawing his revolver in a public place when not in the line of duty, Officer Spillane was in violation of Section 14.07 of the Rules and Procedures of the San Francisco Police Department which states that:

14.07 "A member shall not draw a firearm in any public place except in the line of duty or for inspection by a superior."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, March 10, 1982, and on



Wednesday, March 10, 1982, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer James T. Spillane as contained in Specification No. 1, Section 2.13, Specification No. 2, Section 2.01, Specification No. 3, Section 2.125 and Specification No. 4, Section 14.07 of the Rules and Procedures of the San Francisco Police Department are sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer James T. Spillane has violated Specification No. 1, Section 2.13, Specification No. 2, Section 2.01, Specification No. 3, Section 2.125 and Specification No. 4, Section 14.07 of the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that for said violations Officer James T. Spillane shall be suspended for ninety (90) calendar days, sixty (60) of which shall not be imposed, but shall accompany a one year probationary status and requirement that he join the Police Department's Stress Unit for that period of time; and be it further

RESOLVED, that Police Officer James T. Spillane shall be ordered by the Captain of Northern Police Station, to be re-instructed at the Police Academy for whatever period of time that the Captain deems necessary for Officer Spillane to review and learn the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that Police Officer James T. Spillane, Northern Police Station, is hereby suspended for thirty (30) calendar days without pay commencing Thursday, March 11, 1982 at 0001 hours and terminating on Friday, April 9, 1982 at 2400 hours.

Recesses taken during the hearing  
of Police Officer James T. Spillane:

1810 hours to 1833 hours.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy

ABSENT: Commissioner Sanchez

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda S. Pransky, C.S.R.)





REQUEST FOR A SUPPLEMENTAL APPROPRIATION  
IN THE AMOUNT OF \$3,320,280.00 TO FUND THE  
FINGERPRINT COMPUTER AND A COMPUTER-ASSISTED  
DISPATCH SYSTEM.

Commissioner Daly asked Deputy Chief Shannon if the Department had chosen a particular manufacturer to contract with for the Department's Fingerprint System.

Deputy Chief Shannon said they did not know who would be chosen at this time as there are two manufacturers available, and those are, he said, the Nippon and the Rockwell Systems and their prices are probably only a few thousand dollars apart.

Commissioner Daly said because she is familiar with those systems the Commission should know that the Nippon System is better than the Rockwell System and it is considered to be higher in the "state of the arts."

Commissioner Toler said he would move approval of the requested Supplemental Appropriation.

Commissioner Daly seconded and it was unanimously approved.

Commissioner Nelder said this is a subject that has been very popular in the city for approximately three years and it is commendable that the Department is moving toward acquisition of the Fingerprint Computer. He said the Chief and Supervisor Wendy Nelder has been very active along with Commissioner Daly who also was a part of the Committee working to bring this about.

RESOLUTION NO. 218-82

REQUEST FOR A SUPPLEMENTAL APPROPRIATION IN THE  
AMOUNT OF \$3,320,280.00 WHICH WILL FUND INSTALLA-  
TION OF A FINGERPRINT IDENTIFICATION SYSTEM.

RESOLVED, that the Police Commission hereby approves a "Request for Supplemental Appropriation" in the amount of \$3,360,280. Of this amount, \$920,280 will be utilized for a one year lease, of a Fingerprint Identification System to be located within the Hall of Justice. An amount of \$2,400,000 will be placed on reserve, so that a purchase option may be exercised, should the



system prove acceptable. The funding source will be "any legally available funds." The District Attorney's Office will submit a separate supplemental appropriation request. Its request will assist in the funding of the first year lease of the system.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy

ABSENT: Commissioner Sanchez

RESOLUTION NO. 219-82

REQUEST FOR A SUPPLEMENTAL APPROPRIATION IN  
THE AMOUNT OF \$2,108,333 WHICH WILL FUND THE  
INSTALLATION OF THE CABLE/CMS/CAD COMPUTER SYS-  
TEM WITHIN THE HALL OF JUSTICE.

RESOLVED, that the Police Commission hereby approves a "Request for Supplemental Appropriation" in the amount of \$2,108,333. The funding source will be "any legally available funds." The money will be used to install a proposed CABLE/CMS/CAD computer system within the Hall of Justice. The District Attorney's Office and the Public Defender's Office will each submit separate supplemental appropriation requests. Their request will assist in the funding of the proposed system.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy

ABSENT: Commissioner Sanchez

RESOLUTION NO. 220-82

SERGEANT CHARLES E. WARREN, JR., TACTICAL DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Sergeant Charles E. Warren, Jr., Tactical Division, as follows:

SPECIFICATION NO. 1

Use of unnecessary force and conduct which tends to subvert the good order, efficiency and discipline of the department. (Violation of Section



2.13 of the Rules and Procedures  
of the San Francisco Police  
Department.)

SPECIFICATION NO. 2

Use of unnecessary force and conduct  
which tends to subvert the good order,  
efficiency and discipline of the depart-  
ment. (Violation of Section 2.13 of the  
Rules and Procedures of the San Francisco  
Police Department.)

by Cornelius P. Murphy, Chief of Police of the  
San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of  
the hearing of the disciplinary charges filed  
against Sergeant Charles E. Warren, Jr., Tac-  
tical Division, is set for Wednesday, March 17,  
1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy

ABSENT: Commissioner Sanchez

HEARING OF RECRUIT OFFICER LARRY J. STEPHENS,  
SUPPORT SERVICES BUREAU-RECORDS SECTION

The hearing of Recruit Officer Larry J.  
Stephens, Support Services Bureau, Records  
Section, was called, it having been set for  
this date. Recruit Officer Larry J. Stephens  
was charged with violating the Rules and Pro-  
cedures of the San Francisco Police Department,  
as follows:

SPECIFICATION NO. 1

Engaging in conduct which reflects  
discredit upon the Department. (Vio-  
lation of Section 2.13 of the Rules and  
Procedures of the San Francisco Police  
Department.)

SPECIFICATION NO. 2

Being under the influence of intoxicating  
liquor to such an extent as to be unable  
to exercise police powers. (Violation





of Section 2.125 of the Rules and  
Procedures of the San Francisco Police  
Department.)

in a properly verified complaint by Cornelius  
P. Murphy, Chief of Police of the San Francisco  
Police Department.

Recruit Officer Larry J. Stephens appeared  
in person and was represented by Mr. Richard  
Weinstein, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared  
as the Prosecutor for the Police Department.

Opening statements were made by both the  
Prosecuting and Defense attorneys.

The following-named witnesses appeared for  
the Prosecution, were sworn and testified:

Officer Franklin Lee  
Northern Police Station

Sergeant Gregory Winters  
Mission Police Station

Sergeant Anthony D. Ribero  
Police Academy

The following-named witnesses appeared  
for the Defense, were sworn and testified:

Mr. Clayton Hirada  
United Parcel Service  
600 California Street  
San Francisco, California

Mr. Jimmy Aranda  
United Parcel Service  
600 California Street  
San Francisco, California

Mr. George Lim  
United Parcel Service  
600 California Street  
San Francisco, California

Recruit Officer Larry Stephens  
Support Services Bureau-Records Section



The following exhibit was entered into evidence by the Defense:

Exhibit A - Sick Certificate for Officer Stephens, 12/24/81, D. Novaria, R.N. (Maintained in Recruit Officer Stephens Personnel File.)

Closing statements were then made by both the Prosecuting and Defense attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 216-82

DECISION - HEARING OF RECRUIT OFFICER LARRY J. STEPHENS, SUPPORT SERVICES BUREAU-RECORDS SECTION

WHEREAS, on January 15, 1982, Cornelius P. Murphy, Chief of Police, made and served charges against Recruit Officer Larry J. Stephens, as follows:

SPECIFICATION NO. 1

- a) At all times herein mentioned, Recruit Officer Larry J. Stephens was a member of the 146th Recruit Class, on his probationary period of employment assigned to the Police Academy.
- b) As a member of the 146th Recruit Class, Recruit Officer Stephens acknowledged having read and having explained to him the abridged Rules and Procedures of the San Francisco Police Department and the Recruit School Operations Manual, Rules and Procedures;
- c) On December 27, 1981, at or about 0130 hours, while off-duty and in civilian clothes and at the Blue Point Restaurant at 951 Clement Street in the City and County of San Francisco, Officers Franklin Lee, Star No. 1518 and Leonard Jeong, Star No. 238, observed Recruit Officer Stephens knock over a table full of drinks;





- d) As a result of knocking over the table, Recruit Officer Stephens engaged customers and management in a verbal argument;
- e) Recruit Officer Stephens identified himself to the customers and management as a police officer and told both customers and management that they were asking for trouble;
- f) Officers Lee and Jeong observed that Recruit Officer Stephens appeared to be intoxicated, at which time Officers Lee and Jeong identified themselves to Recruit Officer Stephens as police officers in an effort to calm Recruit Officer Stephens down;
- g) Officers Lee and Jeong removed Recruit Officer Stephens outside the restaurant where Recruit Officer Stephens continued to be boisterous and hostile and had to be physically restrained, placed under arrest for violation of Section 647(f) of the California Penal Code, and handcuffed;
- h) After being placed under arrest, Recruit Officer Stephens was transported to Richmond Station and booked by officers from Richmond Station;
- i) Recruit Officer Stephens admitted that he was intoxicated;
- j) The conduct of Recruit Officer Stephens in becoming so intoxicated that he knocked over a table, threatened customers and management, and having to be physically restrained by Officers Lee and Jeong constituted a violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department which states that:

2.13 "Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the Department or which reflects discredit upon the Department or any member thereof or that is prejudicial to the efficiency and discipline of the Department, though such offenses are not speci-



officially defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

SPECIFICATION NO. 2

- a) Each and every allegation contained in paragraphs (a) through (i) of Specification No. 1 is hereby incorporated by reference as though each were fully set forth herein;
- b) The conduct of Recruit Officer Stephens in being under the influence of alcohol to such an extent that he was unable to exercise police powers constituted a violation of Section 2.125 of the Rules and Procedures of the San Francisco Police Department which states that a member:

2.125 "Shall not, while on duty or in uniform, drink any kind of intoxicating liquor or whether on or off duty be under the influence of intoxicating liquor to such an extent that he will not always be prepared to exercise police powers and be entrusted with the performance of police duty in a calm, deliberate and efficient manner."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, March 10, 1982, and on Wednesday, March 10, 1982, the matter was submitted to the Police Commission for decision; and

WHEREEAS, the Police Commission finds that the said charges made and filed against Recruit Officer Larry J. Stephens as contained in Specification No. 1, violation of Section 2.13 and Specification No. 2, violation of Section 2.125, of the Rules and Procedures of the San Francisco Police Department are sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Recruit Officer Larry J. Stephens has violated Specification No. 1,



Section 2.13 and Specification No. 2, Section 2.125 of the Rules and Procedures of the San Francisco Police Department and for said violations he shall be dismissed from the San Francisco Police Department; and be it further

RESOLVED, that said dismissal, effective immediately, be, and the same is hereby affirmed and approved.

Recesses taken during the hearing of Recruit Officer Larry J. Stephens:

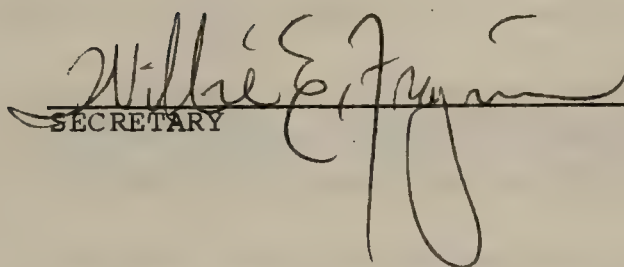
1940 hours to 1945 hours.  
2110 hours to 2130 hours.  
2147 hours to 2200 hours.  
2202 hours to 2227 hours.

AYES: Commissioners Daly, Nelder, Toler, Murphy

ABSENT: Commissioner Sanchez

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda S. Pransky, C.S.R.)

The Commission adjourned its meeting at 11:30 p.m.

  
\_\_\_\_\_  
SECRETARY





17 MARCH 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, March 17, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

III - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

HEARING OF POLICE OFFICER JODY J. MOROSCHOK,  
SUPPORT SERVICES BUREAU-PHOTO LAB SECTION

Mr. Stephen Bruce Bley appeared on behalf of Police Officer Jody J. Moroschok and requested that this matter be put over to the 31st of March for setting of a date. He said he had also been provided with papers for Officer Moroschok for his request for a renewal of his Leave of Absence which he would bring back to the Commission on the 31st of March.

Commissioner Murphy moved approval and Commissioner Daly seconded.

It was then unanimously approved.

RESOLUTION NO. 261-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
JODY J. MOROSCHOK, SUPPORT SERVICES BUREAU-  
PHOTO LAB SECTION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Jody J. Moroschok, Support Services Bureau, Photo Lab Section, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Officer Jody J. Moroschok, that the date for the hearing before the Police Commission be set for March 31, 1982; therefore be it



RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Jody J. Moroschok, is set for Wednesday, March 31, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

STATUS REPORT AND SETTING OF DATE FOR HEARING  
OF POLICE OFFICER DARYL P. WILLIAMS, MUNI TRANSIT  
POLICE DIVISION

Mr. Stephen Bruce Bley also appearing for Officer Williams, made the same request for this officer as he did for Officer Moroschok.

Commissioner Murphy moved approval and Commissioner Daly seconded.

It was then unanimously approved.

RESOLUTION NO. 262-82

STATUS REPORT IN THE MATTER OF POLICE OFFICER  
DARYL P. WILLIAMS, MUNI TRANSIT POLICE DIVISION.

WHEREAS, the status report in the matter of Police Officer Daryl P. Williams, Muni Transit Police Division, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, attorney for Police Officer Daryl P. Williams, requested a continuance in this matter; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Daryl P. Williams, Muni Transit Police Division, is set for Wednesday, March 31, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder





SETTING OF DATE OFR HEARING OF SERGEANT  
CHARLES E. WARREN, JR., TACTICAL DIVISION

Mr. Stephen Bruce Bley appeared on behalf of Sergeant Charles E. Warren, Jr., and said that at this time there is still a tremendous amount of evidence that has to be reviewed. He said Mr. Akins and he agreed as to a date to ask the Commission for setting of the Hearing. He said they were asking for April 28th for setting of the date of the Sergeant's hearing.

Commissioner Murphy then moved approval, Commissioner Toler seconded, and it was unanimously approved.

RESOLUTION NO. 263-82

SETTING OF DATE FOR HEARING OF SERGEANT CHARLES  
E. WARREN, JR., TACTICAL DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Sergeant Charles E. Warren, Jr., Tactical Division, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Sergeant Charles E. Warren, Jr., that the date for the hearing before the Police Commission be set for April 28, 1982; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Sergeant Charles E. Warren, Jr., is set for Wednesday, April 28, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

The Commissioners, having received, amended and returned copies of the minutes of the meetings of February 3, 1982, February 10, 1982 and February 17, 1982, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder



SETTING OF DATE FOR HEARING OF SERGEANT  
ROBERT DILLON, TARAVAL POLICE STATION

Mr. Jerry Akins, Legal Office, said that this matter was set last week for April 21st, which turned out to be an impossible date because of witness problems.

He said he has discussed this problem with Mr. Ephraim Margolin, council for Sergeant Dillon, and they agreed on the 19th of May as being the most compatible for all parties concerned.

Commissioner Murphy moved approval, Commissioner Toler seconded and it was unanimously approved.

RESOLUTION NO. 215-82.

HEARING OF SERGEANT ROBERT DILLON, TARAVAL  
POLICE STATION

WHEREAS, the hearing of Sergeant Robert Dillon, Taraval Police Station, was called, it having been set for this date; and

WHEREAS, it has been requested by Mr. Ephraim Margolin, attorney for Sergeant Robert Dillon, that due to discovery not being completed, the matter be continued to May 19, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Sergeant Robert Dillon, Taraval Police Station, is continued to Wednesday, May 19, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

NOTIFICATION AND FILING OF CHARGES AGAINST POLICE  
OFFICER ROBERT T. MC MILLAN, POTRERO POLICE STATION, -  
AND - NOTIFICATION AND FILING OF CHARGES AGAINST  
POLICE OFFICER MARK E. MINO, MISSION POLICE STATION.

Mr. Stephen Bruce Bley, said that it was his understanding that Mr. Charles Briar will be representing Officer Mino and he, Mr. Bley, would be representing



Officer McMillan. He said he would request that the Commission set this also for setting on the 31st of March. He said he would personally contact Mr. Briar so that he could make the appearance before the Commission at that time.

Commissioner Murphy moved approval, Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 257-82

POLICE OFFICER ROBERT T. MC MILLAN, POTRERO  
POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Robert T. Mc Millan, Potrero Police Station, as follows:

SPECIFICATION NO. 1

Failure to prevent crime. (Violation of Section A2 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to be respectful to a superior officer. (Violation of Section A-13 of the General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to obey the lawful orders of a superior officer. (Violation of Section A-11 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 4

Failure to answer truthfully and/or without evasion questions propounded. (Violation of Section A-21 of General Order D-1 of the San Francisco Police Department.)





SPECIFICATION NO. 5

Failure to make a written report to his commanding officer. (Violation of Section A-26A of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 6

Engaging in conduct that tends to subvert the good order, efficiency and discipline of the department. (Violation of Section A-9 of General Order D-1 of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Robert T. McMillan, Potrero Police Station, is set for Wednesday, March 31, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 258-82

POLICE OFFICER MARK E. MINO, MISSION POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Mark E. Mino, Mission Police Station, as follows:

SPECIFICATION NO. 1

Failure to prevent crime. (Violation of Section A-2 of General Order D-1 of the San Francisco Police Department.)



SPECIFICATION NO. 2

Failure to obey the lawful order of a superior officer. (Violation of Section A-11 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to be respectful to a superior officer. (Violation of Section A-13 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 4

Failure to answer truthfully and/or without evasion questions propounded. (Violation of Section A-21 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 5

Failure to make a written report to his commanding officer. (Violation of Section A-26A of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 6

Engaging in conduct that tends to subvert the good order, efficiency and discipline of the department. (Violation of Section A-9 of General Order D-1 of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Mark E. Mino, Mission Police Station, is set for Wednesday, March 31, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder





RECOMMENDATIONS OF THE TRAFFIC BUREAU -  
APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1912 LOMBARD STREET - WINE HORN RESTAURANT

- a) At 1912 Lombard Street, install a 28' white zone, extending from east property line 28' west of same.
- b) Stencil zone 1 P.M., to midnite.

4621 LINCOLN WAY - THE BIKE SHOP

- a) At 4621 Lincoln Way, install a 25' yellow zone, extending from east property line 25' west of same.

1010 MISSION STREET - DVORSON'S

- a) At 1010 Mission Street, install a 34' STLZ extending from 106' west of the west side of 6th Street on Mission Street to 140' west of same. Post STLZ 7 A.M. - 4 P.M. Remove meter head #1012.

1401 JONES STREET - APARTMENT HOUSE

- a) At 1401 Jones Street, revoke existing 22' white zone, extending from 20' to 42' north of south property line.

1360 JONES STREET - APARTMENT HOUSE

- a) At 1360 Jones Street, revoke existing 31' white zone, extending from 6' south of north property line to 37' south of north property line.



1333 JONES STREET - COMSTOCK APARTMENT HOUSE

- a) At 1333 Jones Street, revoke existing 34' white zone, extending from 106' south of north property line to 140' south of north property line.

1310 JONES STREET - APARTMENT HOUSE

- a) At 1310 Jones Street, revoke existing 28' white zone, extending from 12' to 40' north of south property line.

1155 JONES STREET - GEORGIAN COURT APTS.

- a) At 1155 Jones Street, revoke existing 32' white zone, extending from 18' south of north property line to 50' south of north property line.

1275 COLUMBUS AVENUE - S.F.P.D. - REVOKED

- a) At 1275 Columbus Avenue, revoke existing 80' green zone, extending from 30' south of North Point to 110' south of North Point.

345-7th STREET - S.F.P.D. - REVOKED

- a) At 345-7th Street, revoke existing 45' yellow zone, extending from 18' to 63' south of Cleveland Street.

1001 MISSION STREET - S.F.P.D. - REVOKED

- a) At 1001 Mission Street, revoke existing 21' yellow zone, extending from 25' to 46' west of 6th Street.

1015 MISSION STREET - S.F.P.D. - REVOKED

- a) At 1015 Mission Street, revoke existing 40' yellow zone, extending from 114' to 154' west of 6th Street.



380 BEALE STREET - S.F.P.D. - REVOKED

- a) At 380 Beale Street, revoke existing 200' red zone, extending from 315' to 515' south of Folsom Street.

836 HARRISON STREET - THE COPY FACTORY -DENIED

- a) At 836 Harrison Street, install a 22' yellow zone, extending from 22' to 44' east of east property line of 836 Harrison Street. DENIED.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau of the revocation of 533 feet of red, white, green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 221-82

ROBERT CRENSHAW, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 396-966 against the City and County of San Francisco in the sum of \$306.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 27, 1981

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder





RESOLUTION NO. 222-82

TIMOTHY WITHERSPOON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Timothy Witherspoon against the City and County of San Francisco in the sum of \$1,693.26 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 4, 1982

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 223-82

WILLIAM A. WIDENMANN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William A. Widenmann against the City and County of San Francisco in the sum of \$105.20 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 24, 1981

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 224-82

RUFUS SINGLETON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rufus Singleton against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: November 16, 1981

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder



RESOLUTION NO. 225-82

KENENTH R. BEIL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kenneth R. Beil against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 1, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 226-82

ROBERT E. LEWIS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert E. Lewis against the City and County of San Francisco in the sum of \$60.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 12, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 227-82

JOHN R. NEVOLA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John R. Nevola against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 2, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder





RESOLUTION NO. 228-82

ELIZABETH GROSSMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Elizabeth Grossman against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 5, 1982

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 229-82

ANNE K. MILKIE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Anne K. Milkie against the City and County of San Francisco in the sum of \$5.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 13, 1981

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 230-82

DIANE BROOKS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Diane Brooks against the City and County of San Francisco in the sum of \$25.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 15, 1982

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder



RESOLUTION NO. 231-82

GERALDINE KUDAKA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Geraldine Kudaka against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 4, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 232-82

WILLIAM J. KIRBY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of William J. Kirby against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 4, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSEN:T Commissioner Nelder

RESOLUTION NO. 233-82

EDWARD R. HOWARD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Edward R. Howard against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: December 7, 1981

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder



RESOLUTION NO. 234-82

IRENE NEKRASOVA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Irene Nekrasova against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 22, 1982

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 235-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant/Inspector)	\$800.00	(Federal Bureau of
Michael Dower )		(Investigation National
Robbery Detail )		(Academy, Quantico, Vir-
		(ginia, from June 28,
		(1981 to September 15,
		(1981.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 236-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:





Inspector Michael	)	\$290.00	(Crimes Against
Trueaman	)	each	(the Elderly Course,
Fraud Detail	)		(Santa Cruz, Cal-
	)		(ifornia, February
Sergeant/Inspector	)		(22,1982 to February
Dale Smith	)		(26, 1982.
General Works Detail)	)		
	)		
Sergeant/Assistant	)		
Inspector Thomas	)		
Sullivan	)		
General Works Detail)	)		
	)		
Sergeant/Assistant	)		
Inspector Robert	)		
Shepherd	)		
General Works Detail)	)		

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 237-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Sergeant James Hall	)	\$290.00	(Analysis of Urban
Tactical Division	)	each	(Terrorist Activity-
	)		(Training Course,
Sergeant Gregory Cash)	)		(Santa Cruz, Calif-
Tactical Division	)		(ornia, on January 4,
	)		(1982, February 16,
	)		(1982 and February
	)		(19, 1982.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 238-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the



Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant/Assistant) \$2,315.00 (Delinquency Con-  
Inspector James ) (trol Institute,  
Griffin ) (Los Angeles, Cal-  
Juvenile Division ) (ifornia, from  
(January 19, 1982  
(to February 26,  
(1982.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 239-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant/Assistant ) \$140.00 (P.O.S.T. Special  
Inspector George ) (Seminar on Analysis  
Kowalski ) (and Revision of the  
Operation "S" Detail) (Supervisory Course  
(at Sacramento, Cal-  
(ifornia from Feb-  
(ruary 25, 1982 to  
(February 26, 1982.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 240-82

AUTHORIZING ATTENDANCE OF LIEUTENANT FRANKLIN GREER,  
SERGEANT ANTHONY BALZAR AND SERGEANT/ASSISTANT IN-  
SPECTOR GARY FREDERICK, INTERNAL AFFAIRS BUREAU,  
AT THE INTERNAL AFFAIRS SEMINAR IN HUNTINGTON BEACH,  
CALIFORNIA, FROM APRIL 6, 1982 TO APRIL 8, 1982

RESOLVED, that the recommendation of the





Chief of Police that Lieutenant Franklin Greer, Sergeant Anthony Balzar and Sergeant/Assistant Inspector Gary Frederick, Internal Affairs Bureau, be detailed to attend the Internal Affairs Seminar, in Huntington Beach, California, from April 6, 1982 to April 8, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Franklin Greer, Sergeant Balzar and Sergeant/Assistant Inspector Gary Frederick in a sum not to exceed \$399.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

AUTHORIZING ATTENDANCE OF LIEUTENANT CHARLES BEENE, TACTICAL DIVISION, AT THE FEDERAL BUREAU OF INVESTIGATION NATIONAL ACADEMY IN QUANTICO, VIRGINIA, FROM APRIL 12, 1982 TO JUNE 25, 1982.

Commissioner Murphy and Commissioner Daly stated they were strongly opposed to sending officers for training in unratified states.

Commissioner Murphy suggested that this matter be held in abeyance until after June 30th, at which time the ERA Amendment to the Constitution would be settled.

Chief Murphy, explaining the Department's position said that the Department is given a limited number of positions to attend. He said it is critical to the development of managerial positions for this department and in this case Lieutenant Charlie Beene would turn 50 before June 30th and it would, therefore, rule his attendance out forever as an officer may not attend after his 50th birthday.

After further discussion, Commissioner Toler moved for approval, Commissioner Daly seconded and the voting went thusly: Commissioners Toler and Sanchez, Aye, Commissioner Murphy, Nay, Commissioner Daly, Abstained.

The motion was approved by a majority vote.



RESOLUTION NO. 241-82

AUTHORIZING ATTENDANCE OF LIEUTENANT CHARLES BEENE, TACTICAL DIVISION, AT THE FEDERAL BUREAU OF INVESTIGATION NATIONAL ACADEMY, IN QUANTICO, VIRGINIA, FROM APRIL 12, 1982 TO JUNE 25, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Lieutenant Charles Beene, Tactical Division, be detailed to attend the Federal Bureau of Investigation National Academy, in Quantico, Virginia, from April 12, 1982 to June 25, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Lieutenant Charles Beene, in a sum not to exceed \$800.00, will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Toler, Sanchez

NAYS: Commissioner Murphy

ABSTAINING: Commissioner Daly

ABSENT: Commissioner Nelder

RESOLUTION NO. 242-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER ROBERT MAHONEY, TACTICAL DIVISION/MOUNTED UNIT, AT THE MOUNTED PATROL SEMINAR IN WILMINGTON, DELAWARE FROM MARCH 22, 1982 TO MARCH 24, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officer Robert Mahoney, Tactical Division/Mounted Unit, be detailed to attend the Mounted Patrol Seminar in Wilmington, Delaware, from March 22, 1982 to March 24, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Mahoney in a sum not to exceed \$713.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder



RESOLUTION NO. 243-82

AUTHORIZING ATTENDANCE OF INSPECTOR RICHARD GAMBLE AND INSPECTOR ALFREDO MOLLAT, INTELLIGENCE/GANG TASK FORCE, AT THE BASIC ELEMENTS OF CRIMINAL INTELLIGENCE TRAINING COURSE IN SACRAMENTO, CALIFORNIA, FROM APRIL 5, 1982 TO APRIL 9, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Inspector Richard Gamble and Inspector Alfredo Mollat, Intelligence/Gang Task Force, be detailed to attend the Basic Elements of Criminal Intelligence Training Course in Sacramento, California, from April 5, 1982 to April 6, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Inspector Gamble and Inspector Mollat in a sum not to exceed \$290.00 each, will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 244-82

AUTHORIZING ATTENDANCE OF SERGEANT/INSPECTOR RICHARD CAIRNS, NARCOTICS UNIT, AT THE NARCOTIC COMMANDERS COURSE IN SACRAMENTO, CALIFORNIA FROM APRIL 26, 1982 TO APRIL 30, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Inspector Richard Cairns, Narcotics Unit, be detailed to attend the Narcotic Course in Sacramento, California from April 26, 1982 to April 30, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Inspector Cairns in a sum not to exceed \$290.00 will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder





RESOLUTION NO. 259-82

AUTHORIZING ATTENDANCE OF SERGEANT EDMUND PECINOVSKY, LEGAL OFFICE, AT THE EFFECTIVE MANAGEMENT COMMUNICATIONS SEMINAR IN POMONA, CALIFORNIA, FROM APRIL 22, 1982 TO APRIL 24, 1982.

---

RESOLVED, that the recommendation of the Chief of Police, that Sergeant Edmund Pecinovsky, Legal Office, be detailed to attend the Effective Management Communications Seminar, in Pomona, California, from April 22, 1982 to April 24, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Pecinovsky in a sum not to exceed \$381.24 will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 260-82

AUTHORIZING ATTENDANCE OF SERGEANT/ASSISTANT INSPECTOR GEORGE KOWALSKI, OPERATION "S" AT A P.O.S.T. MEETING - REVIEW AND UPDATE OF SUPERVISORY COURSE IN SAN DIEGO, CALIFORNIA FROM APRIL 1, 1982 TO APRIL 2, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Sergeant/Assistant Inspector George Kowalski, Operation "S", be detailed to attend the P.O.S.T. Meeting - Review and Update of Supervisory Course in San Diego, California, from April 1, 1982 to April 2, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant/Assistant Inspector Kowalski, in a sum not to exceed \$238.00 will be reimbursed by P.O.S.T.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder



POLICE COMMISSION REPORT

Commissioner Sanchez announced that the Commission met in Executive Session today under the Brown Act with their attorneys and no vote was taken.

Commissioner Murphy at this time said that she had a resolution supporting and urging the adoption of a Handgun Control Ordinance proposed by the Honorable Dianne Feinstein, Mayor of the City and County of San Francisco. She said the Resolution reads as follows:

"RESOLUTION

SUPPORTING AND URGING THE ADOPTION OF THE HANDGUN CONTROL ORDINANCE PROPOSED BY THE HONORABLE DIANNE FEINSTEIN, MAYOR OF THE CITY AND COUNTY OF SAN FRANCISCO

WHEREAS, the Honorable Dianne Feinstein, Mayor of the City and County of San Francisco, has urged the adoption of a handgun control ordinance in the City and County of San Francisco, and

WHEREAS, firearms were used in over forty six percent (46%) of the homicides committed in San Francisco in 1981, and

WHEREAS, handguns are becoming more commonplace in robberies, rapes, and assaults, and

WHEREAS, strong meaningful legislation that has a mandatory sentence for possession of handguns is long overdue and sorely needed, and

WHEREAS, jurisdiction which control handgun possession have shown a dramatic reduction in homicides, gun assaults, and armed robberies, and

WHEREAS, the need for possession of handguns by citizens for self-protection is outweighed by the potential harm caused by theft or misuse; now therefore, be it





RESOLVED, that the Honorable Police Commission of the City and County of San Francisco hereby fully supports and urges the adoption of the handgun control ordinance proposed by the Honorable Dianne Feinstein, Mayor of the City and County of San Francisco."

She then moved approval of this resolution, it was seconded by Commissioner Toler and unanimously approved.

Commissioner Sanchez said that the Chief, for several weeks has also participated in the special committee to bring about Handgun Control legislation and has articulated this same message to the citizens of San Francisco.

RESOLUTION NO. 273-82

SUPPORTING AND URGING THE ADOPTION OF THE HANDGUN CONTROL ORDINANCE PROPOSED BY THE HONORABLE DIANNE FEINSTEIN, MAYOR OF THE CITY AND COUNTY OF SAN FRANCISCO

---

WHEREAS, the Honorable Dianne Feinstein, Mayor of the City and County of San Francisco, has urged the adoption of a handgun control ordinance in the City and County of San Francisco, and

WHEREAS, firearms were used in over forty six percent (46%) of the homicides committed in San Francisco in 1981, and

WHEREAS, handguns are becoming more commonplace in robberies, rapes, and assaults, and

WHEREAS, strong, meaningful legislation that has a mandatory sentence for possession of handguns is long overdue and sorely needed, and

WHEREAS, jurisdictions which control handgun possession have shown a dramatic reduction in homicides, gun assaults, and armed robberies, and

WHEREAS, the need for possession of handguns by citizens for self-protection is outweighed by the potential harm caused by theft or misuse; now therefore, be it



RESOLVED, that the Honorable Police Commission of the City and County of San Francisco hereby fully supports and urges the adoption of the handgun control ordinance proposed by the Honorable Dianne Feinstein, Mayor of the City and County of San Francisco.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

PRESENTATION OF POST EXECUTIVE CERTIFICATE TO CHIEF CORNELIUS P. MURPHY

Commissioner Sanchez said this item would also be entertained under the Police Commission Report and it is a presentation that he would like for Professor Trives, the Auditor/Monitor of the Department's Federal Consent Decree to make. He said Professor Trives is an astute academician and one of the Commission's colleagues in higher education. He said Professor Trives also serves as the Chairman of the California Commission on Peace Officer's Standards and Training.

He then turned the microphone over to Professor Trives.

Professor Trives said that 27 months ago he had the pleasure of being present when the Mayor appointed Chief of Police, Cornelius P. Murphy. He said since that time he has sat on stages at various Jr. High Schools during Academy Graduation time and he and the Chief has shared quips and watched a stream of young people come into the San Francisco Police Department, hoping they would make good San Francisco Police Officers as they mature in the business.

He continued by saying that he took great pride in coming here today and that it is indeed an honor as Chairman of the POST COMMISSION, to have signed the Chief's Executive POST Certificate and, he said, it is also an honor to make this presentation to the Chief on behalf of the POST COMMISSION, and it is also an honor for the Police Commission to allow him to make this presentation at today's Police Commission meeting.

He then presented the EXECUTIVE POST CERTIFICATE to Chief of Police Cornelius P. Murphy.

Chief Murphy said he was very appreciative of the Professor who took the time from his busy schedule to come and make this presentation. The Chief said he felt honored and he thanked the Professor





and POST very much for presenting to him the EXECUTIVE POST CERTIFICATE.

CHIEF'S REPORT TO THE POLICE COMMISSION

a) Appointment as Police Chaplin Reverend Booker Anderson

Chief Murphy said he was very pleased tonight to recommend for appointment as a Police Chaplin, the Reverend Booker Anderson, Pastor of the Jones Methodist Church. He said the Reverend is also a former Housing Commissioner and is a present member of the San Francisco College District, a former Mayor of the City of Richmond, a graduate of Boston University and he has been the unofficial Chaplin of the Officers for Justice for the past six (6) years, and, he said, it is indeed an honor and a pleasure to recommend to you the appointment of the Reverend as a full time Police Chaplin.

Commissioner Toler said he would just like to state that the Reverend Anderson is a very good friend of his and he is also Commissioner Toler's boss at the Community College.

Commissioner Sanchez said that he felt this was a very special occasion because tonight the Commission has had in its presence two distinguished academicians who have been committed to equality in education, in Law Enforcement services, Professor Trives and the Reverend Anderson. The Reverend Anderson has been one of the key people in insuring equal access in post secondary education in this city.

He said the Commission feels quite honored to have the Reverend as an intrical part of the San Francisco Police services in his new capacity as a San Francisco Police Department Chaplin.

Commissioner Toler moved approval of the appointment and it was subsequently unanimously approved.

Chief Murphy then administered the oath of office to the Reverend.

Reverend Anderson thereafter, expressed his appreciation to the Board, the Chief and Staff, and the citizens of the City and County of San Francisco. He said he has dedicated his entire life to community service and feels certain that he will enjoy serving as a San Francisco Police Department Chaplin.





RECOMMENDATIONS OF THE AWARDS COMMITTEE

Commissioner Toler said that each time he has chaired the Awards Meeting he has left feeling even prouder of the San Francisco Police Department. He said the general public does not know of the many fine services that are being provided by these fine officers to the City and County of San Francisco. He said at the last Awards Meeting the Committee granted a total of 21 medals of valor. One of those was a Gold Medal of Valor and the Committee felt that because this was such a courageous act of heroism they recommended that the Commission award one month's salary to Officer Bruno Pezzulich. He then so moved.

It was seconded by Commissioner Daly and unanimously approved.

He then recommended approval of the remaining awards and it was also unanimously approved.

The date for the presentation of those awards was set for April 14th, 1982.

RESOLUTION NO. 264-82

RECOMMENDATIONS OF THE AWARDS COMMITTEE - APPROVED

RESOLVED, that the following-named members of the Police Department, be, and they are hereby granted Awards of Valor - Gold Medal, Silver Medal, Bronze Medal, under the provisions of Section 5.119 of the Rules and Procedures of the San Francisco Police Department, as approved by the Awards Committee on Friday, March 12, 1982:

Police Officer Bruno G. Pezzulich.....	Gold Medal of Valor
Police Officer Stephen (nmi) Jones.....	Silver Medal of Valor
Police Officer Gregory J. Randolph.....	Silver Medal of Valor
Police Officer Tony (nmi) Rockett.....	Silver Medal of Valor
Sergeant William C. Miller....	Bronze Medal of Valor
Police Officer Jeffrey R. Barker.....	Bronze Medal of Valor



Police Officer Peter M.  
Busalacchi.....Bronze Medal of Valor

Police Officer George J.  
Cuevas.....Bronze Medal of Valor

Police Officer Robert J.  
Del Torre.....Bronze Medal of Valor

Police Officer Danilo G.  
Estimada.....Bronze Medal of Valor

Police Officer Anthony J.  
Fotinos.....Bronze Medal of Valor

Police Officer Arthur L.  
Johnson.....Bronze Medal of Valor

Police Officer Daniel A.  
McDonagh.....Bronze Medal of Valor

Police Officer Daniel A.  
McDonagh.....Bronze Medal of Valor

Police Officer Randolph M.  
Radosevich.....Bronze Medal of Valor

Police Officer Randolph M.  
Radosevich.....Bronze Medal of Valor

Police Officer George S.  
Stasko.....Bronze Medal of Valor

Police Officer Joseph L.  
Vigil.....Bronze Medal of Valor

Police Officer Jere M.  
Williams.....Bronze Medal of Valor

Housing Police Officer  
Cherelyn Barnett.....Bronze Medal of Valor

Housing Police Officer  
Joseph H. Long.....Bronze Medal of Valor

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 274-82

REWARDS GRANTED TO MEMBERS OF THE POLICE  
DEPARTMENT

WHEREAS, the following-named members of  
the Police Department have been commended for





courageous service under the provisions of Section 5.119 of the Rules and Procedures of the San Francisco Police Department at a meeting of the Police Commission on Wednesday, March 17, 1982; and

WHEREAS, Chief of Police Cornelius P. Murphy has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405(a)(4) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Police Officer Bruno G. Pezzulich, be, and he is hereby awarded a Gold Medal of Valor and granted a reward of one month's salary, as provided for under said section of the Charter; and be it further

RESOLVED, that Police Officer Stephen (nmi) Jones, Police Officer Gregory J. Randolph, and Police Officer Tony (nmi) Rockett, be, and they are hereby awarded Silver Medals of Valor and granted a reward of \$100.00 each, as provided for under said section of the Charter; and be it further

RESOLVED, that Sergeant William C. Miller, Police Officer Jeffrey R. Barker, Police Officer Peter M. Busalacchi, Police Officer George J. Cuevas, Police Officer Robert J. Del Torre, Police Officer Danilo G. Estimada, Police Officer Anthony J. Fotinos, Police Officer Arthur L. Johnson, Police Officer Daniel A. McDonagh (awarded two Bronze Medals), Police Officer Randolph M. Radosevich (awarded two Bronze Medals), Police Officer George S. Stasko, Police Officer Joseph L. Vigil, Police Officer Jere M. Williams, Housing Police Officer Cherelyn Barnett, Housing Police Officer Joseph H. Long, be, and they are hereby awarded Bronze Medals of Valor, and granted a reward of \$50.00 each, as provided for under said section of the Charter.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

REQUEST OF CAPTAIN DIARMUID J. PHILPOTT TO ACCEPT A CHECK FROM THE INSTITUTE FOR ADVANCED STUDY OF HUMAN SEXUALITY IN THE AMOUNT OF \$200.00



FOR GIVING THE POLICE VIEW ON PROSTITUTION  
TO A CLASS AT THE INSTITUTE FOR ADVANCED  
STUDY OF HUMAN SEXUALITY.

Commissioner Daly said she would like to comment about the presentation the Captain made. She said she had heard incredibly good reports and she would certainly recommend approval of his being allowed to accept this donation.

PERMISSION TO ACCEPT A REWARD - APPROVED

The request of Captain Diarmuid J. Philpott, Vice Crimes Division; for permission to accept a reward of two hundred (\$200.00) dollars from the Institute for Advanced Study of Human Sexuality for services rendered for giving the police view on prostitution to a class at the Institute for Advanced Study of Human Sexuality, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RESOLUTION NO. 265-82

AUTHORIZING ACCEPTANCE ON BEHALF OF THE SAN  
FRANCISCO POICE DEPARTMENT THE GIFT OF A HORSE  
AND NECESSARY OUTFITTING EQUIPMENT FROM MS.  
JOLENE ANN MYERS.

RESOLVED, that the Police Commission of the City and County of San Francisco hereby authorizes the Chief of Police to accept on behalf of the City and County of San Francisco; the gift of a horse and necessary outfitting equipment for use by the Police Department Mounted Unit.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RECEIPT OF DEPARTMENT GENERAL ORDER NO. I-3 -  
CITATION RELEASE POLICY AND PROCEDURES (REVISED).-



(COPIES SENT TO EMPLOYEE ORGANIZATIONS.)

Deputy Chief Shannon said the revision of this order was requested by the District Attorney. He said there was some confusion on two specific sections 12025 and 12031 of the Penal Code, the Weapons Sections. He said the District Attorney's Office wanted persons charged with those sections to be booked instead of cited. He said there has been no disagreement with the Police Officers' Association as to the change of this section and he would, therefore, recommend approval.

Commissioner Murphy moved approval, Commissioner Toler seconded and it was unanimously approved.

RESOLUTION NO. 266-82

DEPARTMENT GENERAL ORDER NO. I-3 - CITATION  
RELEASE POLICY AND PROCEDURES (REVISED) -  
APPROVED

RESOLVED, that the Police Commission hereby adopts Department General Order No. I-3, Citation Release Policy and Procedures as revised March 10, 1982.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

RECOMMENDATION OF THE CHIEF OF POLICE THAT  
THE MOTOR VEHICLE FOR HIRE PERMIT ISSUED TO  
TSE SAN KWAN BE REVOKED

Officer Lamont Suslow appeared on this item and said that the Chief of Police is recommending revocation of this permit because Mr. Kwan at a Chief's Hearing earlier in the month, indicated he had attempted to operate on the route for a period of four (4) days and found that it was not producing any revenue and, therefore, ceased operation.

Commissioner Murphy then moved for revocation, Commissioner Toler seconded and it was unanimously approved.





RESOLUTION NO. 267-82

JITNEY BUS LICENSE AND/OR PERMIT - TSE SAN  
KWAN - REVOKED

WHEREAS, Mr. Tse San Kwan was granted a Jitney Bus Operator's Permit, a permit which would allow him to become a Jitney Bus Operator, and subsequently Permit #J-40 was granted by the Police Commission allowing him to become a Jitney Bus Owner; and

WHEREAS, said permit was granted contingent upon Mr. Kwan complying with various stipulations that he must comply with within sixty (60) days from the approval of the Police Commission; and

WHEREAS, Mr. Kwan failed to show evidence to the Permit Section that he had complied with those stipulations, i.e., the last insurance policy by Mr. Kwan was cancelled and has not been replaced; and

WHEREAS, Section 4a of Proposition K requires the daily and regularly operation of a motor vehicle for hire permit and Mr. Kwan failed to do so for ten (10) consecutive days mandating that the Police Commission revoke his permit; and

WHEREAS, a hearing was held before the Police Commission on March 17, 1982, to show cause as to why Mr. Kwan's permit should not be revoked; and

WHEREAS, Mr. Kwan failed to appear at the Police Commission hearing on March 17, 1982, and was not represented by counsel; therefore be it

RESOLVED, that based on finding of facts submitted by the Chief of Police, the Police Commission does hereby direct the Police Department of the City and County of San Francisco to revoke the license and/or permit authorizing Mr. Tse San Kwan to operate a jitney bus on the Downtown/Fisherman's Wharf Route.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder



REQUEST OF MR. JESUS LOSA FOR PERMISSION  
TO INCREASE THE PASSENGER CAPACITY OF HIS  
JITNEY BUS FROM FIFTEEN (15) PASSENGERS TO  
TWENTY-ONE (21) PASSENGERS.

---

Mr. Jesus Losa appeared with his attorney,  
Mr. Phillip Pearson.

Officer Suslow of the Permit Section said a hearing was held last month on Mr. Losa's request to increase his seating capacity of his jitney bus. He said the Chief's recommendation was that the Police Commission grant this request provided that Mr. Losa submit a new insurance policy to cover the increased seating capacity and that the vehicle be inspected and approved by the Department's Taxi Cab Enforcement Detail.

The Commission then adopted the following resolution:

RESOLUTION NO. 268-82

REQUEST OF MR. JESUS LOSA FOR PERMISSION TO  
INCREASE THE PASSENGER CAPACITY OF HIS JITNEY  
BUS FROM FIFTEEN (15) PASSENGERS TO TWENTY-ONE  
(21) PASSENGERS - APPROVED

---

WHEREAS. Mr. Jesus Losa requested by letter a hearing before the Police Commission for permission to increase his passenger capacity from fifteen (15) passengers to twenty-one (21) passengers; and

WHEREAS, the Police Department's Permit Section held a hearing in this regard and recommended approval providing that Mr. Jesus Losa comply with the following stipulations:

- 1) A new insurance policy must be submitted covering 21 passengers;
- 2) The vehicle be inspected and approved by the Department's Taxicab Enforcement Detail.

therefore be it

RESOLVED, that it is the order of the Police Commission that providing that Mr. Jesus Losa comply with the above stipulations, his request to





increase his jitney bus passenger capacity from fifteen (15) passengers to twenty-one (21) passengers, be, and the same is hereby approved.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

REQUEST FOR SUPPLEMENTAL APPROPRIATION  
AMOUNTING TO \$33,839 TO PROVIDE SUPPORT  
FOR THE Q-60 LIEUTENANT'S EXAMINATION.

Deputy Chief Shannon said that in developing the Department's 1981/82 Fiscal Budget, they reviewed the amount used in testing for a Captain's Examination and used that same amount as a criteria for the amount of money needed for a consultant on the coming Lieutenant's Examination.

He said they were now in the process of preparing for the Lieutenant's Examination and they are contracting with one of the major testing firms in the nation as there cannot be an adverse impact on minorities in the examination process as the test will be given to approximately 400 applicants. He said having surveyed the amount required it was discovered that they were 839 dollars short and the approval of this supplemental would allow them to go forward on this examination.

Commissioner Toler moved approval and Commissioner Murphy seconded.

It was then unanimously approved.

RESOLUTION NO. 269-82

REQUEST FOR SUPPLEMENTAL APPROPRIATION AMOUNTING  
TO \$33,839 TO PROVIDE SUPPORT FOR THE Q-60  
LIEUTENANT'S EXAMINATION

RESOLVED, that the Police Commission hereby approves Request for Supplemental Appropriation: in the amount of \$33,839. This money will provide required support for the upcoming Q-60 Lieutenant's Examination. The funds will be transferred from the Sworn Salary Account to the Other Current Services Account.

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder



REQUEST FOR A SUPPLEMENTAL APPROPRIATION  
AMOUNTING TO \$90,000 TO PURCHASE METAL  
BARRICADES

---

Deputy Chief Shannon said the Department because of the results of the 49er motorcade and celebration, will institute one of the recommendations made by the Chief of Police and that was to look into and purchase better barricades.

He said after contacting several manufacturers, they found that the barricades can be manufactured for a price of 200 dollars apiece. He said the required size of those barricades, if stretched out along the streets, would cover just about  $\frac{1}{2}$  mile. He said they have looked at several proto-types and this would be the necessary amount of money to get the barricades the Department needs for events such as this.

After further discussion, Commissioner Toler moved approval, Commissioner Murphy seconded and it was unaimously approved.

RESOLUTION NO. 272-82

REQUEST FOR A SUPPLEMENTAL APPROPRIATION AMOUNT-  
ING TO \$90,000 TO PURCHASE METAL BARRICADES -  
APPROVED

---

RESOLVED, that the Police Commission hereby approves the transfer of \$90,000 from the Uniform Salary Account to the Equipment Purchase Account. The transferred funds will be used to purchase metal barricades.

AYES: Commissioners Daly, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Nelder

PUBLIC HEARING OF SPECK CAB COMPANY'S RESPONSE  
TO THE PETITION OF THE VETERANS TAXICAB COMPANY  
AS TO ALLEGED VIOLATIONS OF PROPOSITION K.  
(CONTINUED FROM THE MEETING OF FEBRUARY 24, 1982.)

The Commissioners received a letter from Mr. Francis Scarpulla indicating that Speck Cab Company had just retained him as their attorney and he was requesting a continuance in the matter as he needed time to familiarize himself with all of the particulars in this case.

Commissioner Murphy then moved that the matter be continued to March 31, 1982, Commissioner Toler seconded, and it was unanimously approved.





PUBLIC HEARING ON REVISION OF SECTIONS 869-  
869.2 MUNICIPAL POLICE CODE REGULATING PEDDLERS

Mr. Lawrence Wilson said an injunction and moratorium was placed on peddlers in the Fisherman's Wharf Area as the Department was required to completely review the regulations governing the issuance of Peddler Permits dealing with location requirements and to review those with full public input and, thereafter, make recommendations to the Board of Supervisors regarding changes.

He said in looking at the ordinance they really only made two specific policy changes and they were: 1) Limitation of peddler permits, or, the applicants could not be issued a permit within two blocks or 600 feet of an established business that sells the same type of food or merchandise as any location previously established and currently being operated by a licensed peddler selling the same type of food or other merchandise.

He said the second point is that the ordinance establishes a city policy that the businesses be owner-operated businesses and that they not have as a matter of course, one person holding the permit and another person operating it for the owner.

He said the proposal the Commissioners have before them is not new or different, but it is a condensation of scattered sections from throughout the Municipal Police Code with the two specifics added that he had just mentioned.

Mr. Wilson then responded to various questions the Commissioners and the Chief had on this proposed ordinance and, thereafter, Commissioner Sanchez said, at this point, unless the Department had further comments pertaining to this item any member of the audience who would like to speak on it may come to the microphone, give their name and indicate whether they were for or against the ordinance. The speakers were advised that they would be allowed three (3) minutes each to speak.

The speakers were as follows:

Mr. Gerald Antipa, Market Street Property Owner and Hotel Operator. Mr. Antipa said he was speaking in favor of the ordinance because he felt it was fair and only mildly restrictive. He said he had spoken to many business persons and the reaction he received from them has always been favorable to this ordinance.

Mr. Stanley Roth, Owner fo the San Francisco Pretzel Company, said he had no objection to the ordinance and everything he had read looks very good,





but there is one minor point he would like to bring to everyone's attention and it is on page 5. He said in that section they toughened the requirements for future applicants but then made it retroactively effective to this ordinance which is Article 17.3, 1330.4, back to February 15, 1981, which, he said, would not be a problem except for the fact beyond that date there has been two additoinal permits granted that might be effected. He said since the intent is not to go back and take anybody's permit away the date should be changed so as not to hurt the two permittees.

Mr. Wilson said this would not be a problem for those permittees as the intent of the ordinance is to grandfather them in.

Mr. Roth said after this clarification he would be in favor of the ordinance.

Mr. Robert W. Hoagy, said he was a balloon salesman and he was very much in favor of this ordinance.

Commissioner Sanchez, at this point, noted that, basically, the three persons who spoke on the subject indicated they all favored the ordinance and called for a motion from the Commission members.

Commissioner Murphy moved approval, Commissioner Daly seconded and it was then unanimously approved.

RESOLUTION NO. 270-82

REVISION OF SECTIONS 869-869.2 MUNICIPAL POLICE  
CODE REGULATING PEDDLERS - APPROVED

WHEREAS, the San Francisco Police Department has conducted a review of the regulations for issuance of peddler permits, and

WHEREAS, the Police Commission has, following a noticed public hearing, considered and approved the attached revisions and additions to the sections of the Municipal Police Code regulating the issuance of peddler and peddler employee permits, and



WHEREAS, these regulations are found to be essential for the orderly conduct of business enterprises on both the public streets and private property of the City and County, therefore be it

RESOLVED, that the Police Commission of the City and County hereby approves and forwards to the Board of Supervisors for adoption an ordinance amending Sections 869, 869.1, 869.2, and 1330.4, adding Sections 869.3 - 869.18, and repealing Sections 1271 and 1271.7, inclusive of the Municipal Police Code, relating to the control of peddler and peddler employee permits.

(Copy on file in the Police Commission Office.)

AYES: Commissioners Daly, Toler, Murphy, Sanchez

ABSENT: Commissioner Nelder

Commissioner Sanchez said he would like to compliment the Staff, Mr. Wilson, Officer Suslow and Mrs. Richardson, and also the many merchants who appeared and who has worked with the department in putting this matter together.

The Commission then adjourned its meeting at 7:01 p.m.

  
\_\_\_\_\_  
SECRETARY





24 MARCH 1982

REGULAR MEETING

The Police Commission did not hold the meeting scheduled for this date because the matter to be heard, i.e., 1 and 2, attorneys for the case were not able to have their witnesses appear at this time.

DOCUMENTS DEPT.

.1111 - 6 1089

SAN FRANCISCO  
PUBLIC LIBRARY

*Willie S. Jr. [signature]*  
\_\_\_\_\_  
SECRETARY



31 MARCH 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, March 31, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

JUL - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

STATUS REPORT AND SETTING OF DATE FOR HEARING  
OF POLICE OFFICER DARYL P. WILLIAMS, MUNI  
TRANSIT POLICE DIVISION

Mr. Stephen Bruce Bley, attorney for Daryl P. Williams and Jody J. Moroschok, said the criminal matters are still pending and in the case of Williams, who is on diversion, his matter will be concluded in 60 days and the criminal charges will then be dismissed.

Commissioner Nelder said he noted that item 3 is also a matter that has to do with Officer Williams. He suggested that Officer Williams' matter be continued to May 5th for the setting of date.

It was so moved and seconded by Commissioner Murphy and unanimously approved.

RESOLUTION NO. 255-82

STATUS REPORT IN THE MATTER OF POLICE OFFICER  
DARYL P. WILLIAMS, MUNI TRANSIT POLICE DIVISION

WHEREAS, the status report in the matter of Police Officer Daryl P. Williams, Muni Transit Police Division, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, attorney for Police Officer Daryl P. Williams, requested a continuance in this matter; therefore be it



RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Daryl P. Williams, Muni Transit Police Division, is set for Wednesday, May 5, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 256-82

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED

WHEREAS, Police Officer Daryl P. Williams, Muni Transit Police Division, was suspended without pay effective October 9, 1982 at 2300 hours, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Daryl P. Williams, Muni Transit Police Division, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Daryl P. Williams, Muni Transit Police Division, be placed on a Leave of Absence Without Pay at his request for a period of sixty (60) days commencing March 21, 1982, until his hearing is held before the Police Commission, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 292-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER JODY J. MOROSCHOK, SUPPORT SERVICES BUREAU-PHOTO LAB SECTION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Jody J. Moroschok, Support Services Bureau-Photo Lab Section, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Jody J. Moroschok, that the date for the hearing before the Police Commission be set for May 5, 1982;





therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Jody J. Moroschok, is set for Wednesday, May 5, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 293-82

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED

WHEREAS, Police Officer Jody J. Moroschok, Support Services Bureau-Photo Lab Section, was suspended without pay effective October 21, 1981, at 1200 hours, pending hearing of charges before the Police Commission; and

WHEREAS, Police Officer Jody J. Moroschok, Support Services Bureau-Photo Lab Section, has requested a Leave of Absence Without Pay pending hearing of the charges before the Police Commission; therefore be it

RESOLVED, that Police Officer Jody J. Moroschok, Support Services Bureau-Photo Lab Section, be placed on a Leave of Absence Without Pay at his request for a period of sixty (60) days commencing March 21, 1982, until his hearing is held before the Police Commission, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

SETTING OF DATE FOR HEARING OF POLICE OFFICER MARK E. MINO, MISSION STATION AND SETTING OF DATE FOR HEARING OF POLICE OFFICER ROBERT T. MC MILLAN, POTRERO STATION

Mr. Charles Breyer appeared on behalf of Officer



Mark E. Mino and Mr. Stephen Bruce Bley appeared on behalf of Officer Robert T. McMillan.

Mr. Jerry Akins stated that he and both attorneys for the defense agreed to setting the matter for hearing on June 16, 1982.

Commissioner Nelder moved approval, Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 294-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
MARK E. MINO, MISSION POLICE STATION

WHEREAS, the date to be set for disciplinary hearing of Police Officer Mark E. Mino, Mission Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Charles Breyer, attorney for Police Officer Mark E. Mino, that the date for the hearing before the Police Commission be set for June 16, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Mark E. Mino, is set for Wednesday, June 16, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 295-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
ROBERT T. MC MILLAN, POTRERO POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Robert T. McMillan, Potrero Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Robert





T. Mc Millan, that the date for the hearing before the Police Commission be set for June 16, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Robert T. Mc Millan is set for Wednesday, June 16, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

HEARING OF POLICE OFFICER FRANCIS MURPHY, POTRERO  
POLICE STATION

Mr. Stephen Bruce Bley said he was appearing on behalf of Police Officer Francis Murphy and that due to the extensive nature of the discovery, the Legal Office having just recently been able to provide the material to him, with the Commission's permission, he would like to have it set for hearing on May 5th, 1982.

Commissioner Murphy moved approval, Commissioner Nelder seconded and it was unanimously approved.

RESOLUTION NO. 296-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
FRANCIS MURPHY, POTRERO POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Francis Murphy, Potrero Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Francis Murphy, that the date for the hearing before the Police Commission be set for May 5, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Francis Murphy, is set for Wednesday, May 5, 1982



at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

Mr. Jerry Akins then requested to speak on an item that was not calendared for this week, but is scheduled for next week's calendar. He said he had received a communication from Mr. J. William Conroy who is the attorney for Recruit Officer Rex Lewin stating that on April 7, 1982, the date for Officer Lewin's hearing, he would have to argue a matter before the United States Supreme Court and, therefore, requested a continuance to the 21st of April.

Commissioner Nelder then moved approval, Commissioner Daly seconded, and it was unanimously approved.

PUBLIC HEARING OF SPECK CAB COMPANY'S RESPONSE  
TO THE PETITION OF THE VETERANS TAXICAB COMPANY  
AS TO ALLEGED VIOLATIONS OF PROPOSITION K. (CON-  
TINUED FROM THE MEETING OF MARCH 17, 1982.)

Mr. Wayne Canterbury and Mr. Francis Scarpulla appeared representing Veterans and Speck Taxi Cab Companies respectively. Mr. Canterbury said they were pleased to confirm the notice of withdrawal of Veterans petition against the Speck Company as the parties have come to a resolution of the issues raised in the litigation and in the proceeding before the Commission. The most important part of the resolution, he said, was to write the contract between the two companies so that it would exclude the sale of any assets from Veterans to Speck and thereby remove the potential for a violation of Proposition K.

Mr. Scarpulla, in answering a question posted by Commissioner Murphy, said the parties have reached an agreement but it has not been reduced to a written document. He said after this has been done they would submit copies to the interested parties so that they would be assured that there is no violation of Proposition K.

Commissioner Nelder said based on that statement it would be more orderly to continue this matter for a couple of weeks so that the attorneys may



submit this written agreement to the Commission prior to that time to give the Commission time to peruse it and make final decision on the 14th of April.

Commissioner Nelder then so moved, Commissioner Daly seconded, and it was unanimously approved.

The Commissioners, having received, amended and returned copies of the minutes of the meetings of February 24, 1982 and March 3, 1982, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

#### APPROVAL OF CONSENT CALENDAR

Item #6 of the Consent Calendar was discussed by Commissioner Murphy. She said she was sorry that the Chief feels that he has to go to Virginia before the passage of the ERA, but, apparently he has decided he has to do it and since it is just a notification to the Commission that he is going, a vote from the Commission is not necessary.

The entire Consent Calendar, thereafter, was approved.

#### RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

#### 293 PATTERSON - H & N FISH CO.

- a) At 293 Patterson, install a 25' yellow zone, extending from south property line 25' north of same.





122 FREMONT STREET - TRANSBAY TERMINAL

- a) At 122 Fremont Street, install a 60' white zone, extending from 60' to 120' north of Natoma Street.
- b) Remove meters #110, 112, 114, 116, 118, 120 and 122.

4545-10th AVENUE - MC AVOY & O'HARA FUNERAL DIRECTORS

- a) At 4545-10th Avenue, install a 70' white zone, extending from 16' to 86' south of the north property line of 4545 Geary Boulevard.

240 PAGE STREET - THE CHURCH OF THE LIVING GOD

- a) At 240 Page Street, install a 22' white zone, extending from the west property line 17' to 39'.

943 HARRISON STREET - WATERS EQUIPMENT CO.

- a) At 942 Harrison Street, install a 22' green zone, extending from the east property line 22' west of same.

2221 CLEMENT STREET - ITALIAN AMERICAN DELI

- a) At 2221 Clement Street, install a 24' white zone, extending from west property line 24' east of same.
- b) Remove meter CLE 2211.

1602 LOMBARD STREET - PRIVATE BRANDS LIQUOR

- a) At 1602 Lombard Street, revoke existing 22' green zone, extending from 22' to 46' west of east property line.
- b) Replace with 22' white zone, extending from 22' to 46' west of east property line.



1240 SUTTER STREET - BUTTERFIELD & BUTTER-  
FIELD AUCTIONEERS

- a) At 1240 Sutter Street, revoke existing 57' yellow zone, extending from 25' to 82' west of the east property line.
- b) Replace with 57' green zone, extending from 25' to 82' west of the east property line.

1234 FOLSOM STREET - C&H TOOL RENTAL

- a) At 1234 Folsom Street, revoke existing 16' yellow zone, extending from 14' to 30' east of west property line.
- b) Replace with 16' green zone, extending from 14' to 30' east of west property line.

283 BAYSHORE - S.F.P.D. - REVOKED

- a) At 283 Bayshore, revoke existing 30' yellow zone, extending south of north building line.

723-24th STREET - LUCKY LAUNDRY - REVOKED

- a) At 723-24th Street, revoke existing 22' green zone, extending from 22' east of the west building line.

736-742 - 14th STREET - S.F.P.D. - REVOKED

- a) At 736-742 - 14th Street, revoke existing 52' yellow zone, extending from 27' to 79' east of Belcher Street.

5925 MISSION STREET - S.F.P.D. - REVOKED

- a) At 5925 Mission Street, revoke existing 40' green zone, extending from 91' to 131' south of Acton Street.
- b) Revoke existing 25' green zone, extending north of the south building line.





230 OAK STREET - S.F.P.D. - REVOKED

- a) At 230 Oak Street, revoke existing 21' white zone, extending 21' east of the west line.

VARIOUS - S.F.P.D. - REVOKED

- a) At 131 Cedar Street, revoke existing 22' red zone.
- b) At 150 Cedar Street, revoke existing 50' red zone.
- c) At 151 Cedar Street, revoke existing 59' red zone.
- d) At 175 Cedar Street, revoke existing 46' red zone.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 462 feet of red, green and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 271-82

HENRY VINCENT HOGUE

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Henry Vincent Hogue in the sum of \$750.00 in Superior Court Action No. 722-994, entitled "Henry



Vincent Hogue vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 21, 1976

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 275-82

STEPHEN F. MAURER

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Stephen F. Maurer in the sum of \$800.00 in Superior Court Action No. 774-534, entitled, "Stephen F. Maurer vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 20, 1980

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 276-82

LAWRENCE R. RUZICK

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Lawrence R. Ruzick in the sum of \$20,000.00 in Superior Court Action No. 736-336, entitled "Lawrence R. Ruzick, an incompetent person by and through his Guardian Ad Litem, Cathy Cratty v. City and County of San Francisoc, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 4, 1977

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler



RESOLUTION NO. 277-82

KENNETH M. GORDON

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 395-509 against the City and County of San Francisco in the sum of \$156.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: September 6, 1981

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 278-82

CALVIN SOBERT

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 394-576 against the City and County of San Francisco in the sum of \$456.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 9, 1981

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 279-82

WILLIAM CHOY AND CHARLOTTE WONG

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 394-519 against the City and County of San Francisco in the sum of \$672.33 as the result of damages sustained, be, and the same is hereby approved.





Date of Incident: February 28, 1981

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 280-82

JOSE R. GUERRERO

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 393-539 against the City and County of San Francisco in the sum of \$183.86 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 16, 1981

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 291-82

BRUCE W. CLEMENT

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 395-266 against the City and County of San Francisco in the sum of \$1,516.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 23, 1981

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 281-82

ALAN LARKIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alan Larkin against the City and County of San



San Francisco in the sum of \$450.61 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 15, 1982

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 282-82

KEVIN O'NEILL

*By City Atty's office 5-6-82.  
Headline's Identicolor*

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of *Headline's* ~~Kevin O'Neill~~ against the City and County of San Francisco in the sum of \$596.70 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 29, 1981

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 283-82

JOHN H. COLEMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John H. Coleman against the City and County of San Francisco in the sum of \$50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 9, 1981

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 284-82

JOHN WEISS

RESOLVED, that the recommendation of the





City Attorney for settlement of the claim of John Weiss against the City and County of San Francisco in the sum of \$10.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 14, 1982

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 285-82

POWELL TOWING SERVICE, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Powell Towing Service, Inc., against the City and County of San Francisco in the sum of \$60.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 21, 1982

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 286-82

ROBERT PLONE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Robert Plone against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 12, 1982

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler



RESOLUTION NO. 287-82

CORA J. FULFORD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cora J. Fulford against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 12, 1982

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 288-82

LAWRENCE CORDERO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lawrence Cordero against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 16, 1982

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 289-82

DANINE COZZENS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Danine Cozzens against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 13, 1982

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler



RESOLUTION NO. 290-82

SCARLETT M. FRANCO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Scarlett M. Franco against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 7, 1982

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 254-82

JERRY A. KEMP

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Jerry A. Kemp in the sum of \$16,614.60 in United States District Court Action No. C-75-0993 RFP, entitled, "Kemp v. Gain, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: Several

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 245-82

POLICE NARCOTIC FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of \$8,000.00 charging same to Index Code 580217 as an advance on the Police Narcotic Fund for the months of March and April, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler





RESOLUTION NO. 246-82

POLICE CONTINGENT FUND - APPROVED

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Cornelius P. Murphy in the amount of \$9,000.00 charging same to Index Code 580217 as an advance on the Police Contingent Fund for the months of March and April, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 247-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant William	)	\$290.00	(Analysis of
Scheffler	)	each	(Urban Terrorist
Tactical Division	)		(Activity Train-
	)		(ing Course, Sac-
Sergeant Robert Hankins	)		(ramento, Calif-
Tactical Division	)		(ornia, March 1,
	)		(1982 to March 5,
Sergeant Richard Holder	)		(1982.
Tactical Division	)		
	)		
Sergeant Cornelius Crowley	)		
Tactical Division	)		

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 248-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same



is hereby approved:

Lieutenant Henry ) \$418.00 (Training Course -  
Williams ) ("Prevention - You  
Juvenile Division) (and Youth," Palm  
(Springs, California,  
(March 9, 1982 to  
(March 12, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 249-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense  
Voucher submitted by the following-named  
member of the Police Department for expenses  
incurred in attending the below-indicated pro-  
gram, be, and the same is hereby approved:

Sergeant/Inspector) \$321.00 (Basic Bomb Scene  
Gerald McCarthy ) (Investigation, Oro-  
Intelligence Unit ) (ville, California,  
(March 8, 1982 to  
(March 12, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 250-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher  
submitted by the following-named member of the  
Police Department for expenses incurred in attend-  
ing the below-indicated program, be, and the same  
is hereby approved:

Sergeant John Currie) \$140.00 (P.O.S.T. Special  
Police Academy ) (Seminar For Basic  
(Academy Physical Fitness  
(Training Instructors,





(Sacramento, Cal-  
(ifornia, March 2,  
(1982 to March 3,  
(1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 251-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense  
Voucher submitted by the following-named  
member of the Police Department for expenses  
incurred in attending the below-indicated  
program, be, and the same is hereby approved:

Sergeant John	)	\$3,648.58	(Defensive Tactics
Gleeson	)		(Instructors Course,
Patrol Bureau-	)		(Stockton, California,
Field Training)			(March 5, 1982 to
			(March 7, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 252-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher  
submitted by the following-named member of the  
Police Department for expenses incurred in attend-  
ing the below-indicated program, be, and the same  
is hereby approved:

Sergeant Glenn)	\$735.00	(Police Firearms In-
Pennebaker )		(structor Course, Eureka,
Police Academy)		(California, March 1, 1982
		(to March 12, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler



RESOLUTION NO. 253-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant/Inspector	)\$440.00	(Juvenile Law
Richard Hesselroth)		(Enforcement Officers
Juvenile Division	)	(Training Course;
		(Sacramento, Cal-
		(ifornia, March 7,
		(1982 to March 12,
		(1982.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler

RESOLUTION NO. 300-82

AUTHORIZING ATTENDANCE OF SERGEANT JAMES HUGHES, TRAFFIC INSTRUCTOR FOR THE POLICE ACADEMY, AT A P.O.S.T. SPECIAL SEMINAR FOR BASIC ACADEMY TRAFFIC INSTRUCTORS IN SACRAMENTO, CALIFORNIA, FROM APRIL 6, 1982 TO APRIL 7, 1982.

RESOLVED, that the recommendation of the Chief of Police that Sergeant James Hughes, Traffic Instructor for the Police Academy, be detailed to attend a P.O.S.T. Special Seminar for Basic Academy Traffic Instructors in Sacramento, California, from April 6, 1982 to April 7, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeant Hughes will be reimbursed directly by P.O.S.T.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler



POLICE COMMISSION REPORT

Commissioner Murphy said she did not have a report but that she wanted to say that she was sorry to learn that the San Francisco Police Officers' Association decided that they could not support the Mayor's proposal to control handguns in the City and County of San Francisco. She said the very next day she read of a youngster killed with his own handgun in the North Beach area of this city.

She said it is just too bad that everyone can't be united on something as important as this Handgun Control Ordinance.

Commissioner Daly said she agreed with Commissioner Murphy and that it was a shame that the San Francisco Police Officers' Association took that position on the proposal.

Commissioner Sanchez said that there has been a series of tragedies pertaining to misuse of weapons, or illegal use of weapons, but on this part of the agenda the Commission will receive some testimony on the fact that the San Francisco Police Department with some of the Department's creative officers who, with the support of the San Francisco Police Officers' Association, have been very much involved in working with a number of the young people in San Francisco in order to provide positive role models and to provide them with experiences which will, hopefully, open up better lines of communications and maybe motivate some of them to take up a career in law enforcement also.

Officers Timothy Foley and Walter Scott were then introduced, came to the microphone, and reminded the Commission on the Camping Program the Community Relations Division is currently conducting in the Department. He said they were now in their second year and one of the back packing trips they took were with a group of youngsters from McAteer High School. He said the group was present today and will tell the Commission what this experience has meant to them, their feelings about the police officers and the experience as it relates to their lives.

He then introduced the Vice Principal in charge of the ESL Program which is English as a Second Language Program at McAteer High School.





Mrs. Louisa Esquirra, Vice Principal at McAteer, said it was a pleasure to come before the Commission with something that is as positive and what she hopes will have long-lasting effects with these youth in their very important relationship with the police in this city's communities.

She then introduced staff personnel who has assisted her at the school, and they were as follows: Mrs. Urucelle Martinez, Mrs. Marie Chuk. The Vice Principal said these ladies were her counselling assistants. Each then presented to the Commission a list of names of the students who participated were not present but their names would be given and there would be a response from the people who saw them participate in the program.

After hearing from the youngsters present, Mrs. Esquirra made a further presentation to the Commission and in conclusion stated that the Superintendent of the San Francisco Unified School District put out an administrative directive to all of the High Schools saying, "Look what they have done at McAteer, why don't you get busy and do it too."

The Commissioners commended Mrs. Esquirra and her assistants, and the many youngsters who participated in the program and who were present today, and who gave their thanks and an account of their experiences they received during their participation in this noteworthy program.

The Commission and Staff then took pictures with those persons involved in the program and present at today's meeting.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

##### a) Traffic Officer of the Month Award.

Sergeant Gary Epperly said the Department has selected for the month of February for Traffic Officer of the Month, performed in January, Officer David Gin.

He then introduced to the Commission Mr. Lyle Ossier from the San Francisco Chamber of Commerce.

Sergeant Epperly said Officer Gin, in January, conducted 11 investigations, provided 3 supplementary reports, made 19 arrests, wrote



79 moving violations, 139 parking violations for a total of 218 enforcement citations.

Mr. Ossier said it is really a privilege for the Chamber of Commerce to make this presentation. He said the award for this month is a trip for Officer Gin and his guest to The Sahara at Lake Tahoe with two dinners for two. He also presented to Officer Gin the standard painting of the Bridge and the City by the Bay with a brass plate attached that says "Traffic Officer of the Month, February 1982, Officer David Gin."

b) Update on Crowd Control Training.

Deputy Chief Shannon said that, basically, what the Department has done is contacted and is currently in the process of entering into a \$7,500.00 contract with a Dr. Erving Goldaber who is considered the top consultant in the nation in crowd control work. He has worked as a consultant for the International Association of Chiefs of Police, for the Ontario Police Department, for the National Football League and for Major League Baseball. He said he had also done research work down in Florida as a result of the Dade County Riots. He said Dr. Goldaber will be out here for the next three days working with the Training Staff in developing a training program.

The Chief said, also, helmet identification and a request for a supplemental appropriation to buy barricades are other things the department is doing to make things more viable for the department and the citizens in crowd control measures.

REQUEST OF CHIEF OF POLICE TO ABOLISH SECTION 6.01 THROUGH 6.11 OF THE RULES AND PROCEDURES AND RE-ISSUE THE MATERIAL IN THE FORM OF A TRAINING BULLETIN. (COPIES SENT TO EMPLOYEE ORGANIZATIONS.)

---

Deputy Chief Shannon said the Department is in the process of moving things out of the old Rule Book and into Manuals. He continued by saying this particular section is the section on drills and ceremonies and it is intended to be moved into Training Bulletins where it more properly belongs.





He said it is on the Commission's Calendar tonight just for setting a date for hearing. He said he would request that it be set for two weeks from tonight.

Commissioner Daly so moved, Commissioner Murphy seconded and it was unanimously approved.

REQUEST TO ACCEPT AN AWARD OF \$125,000.00 FOR  
SAN FRANCISCO SAFE, INC., FROM THE STATE OF  
CALIFORNIA, OFFICE OF CRIMINAL JUSTICE PLAN-  
NING THROUGH THE CALIFORNIA CRIME RESISTANCE  
TASK FORCE.

Lieutenant Frank Jordan, Commander of the Community Services Division, appeared and said with him tonight are two administrators of the San Francisco Safe Inc., Staff, Executive Director Gwenn Dillworth Battle and the Coordinator, Beatrice Duncan.

He said this item deals with the fact that the SAFE Program has been involved for about the last 4 months in a very competitive request for a Grant from the State of California through the Office of Criminal Justice Planning. He said now SAFE has been authorized to receive \$125,000 from the Officer of Criminal Justice Planning for the next year to help with the SAFE Program here in San Francisco. He said the normal procedure is to receive Police Commission approval of the Grant and thereafter, receive a Resolution from the Board of Supervisors to accept the funds.

Mrs. Battle spoke and said that the Program does have the 10% matching funds required to receive the Grant and Mrs. Duncan said, administrators of the Program have met with members of the Board of Supervisors and the Deputy Mayor in an attempt to be placed in the regular budget for the Police Department and has been informed that there is a possibility that this may be done. She said also, with the Police Commission's help, this may be accomplished.

Commissioner Sanchez suggested that the Commission, in addition to approving the request and acceptance of the Grant, make a additional motion saying that the Police Commission fully endorses the SAFE Program and direct Staff to work along with SAFE Administrators in an attempt to find the additional \$100,000 dollars to maintain a continuous program for Fiscal Year 82/83.

Commissioner Nelder moved on the acceptance of the \$125,000 and also included Commissioner Sanchez'



suggestion and direction to Staff to assist in finding the additional \$100,000 for placement into the Department's Fiscal Year 82/83 budget.

It was seconded by Commissioner Murphy and unanimously approved.

RESOLUTION NO. 297-82

RESOLUTION OF THE SAN FRANCISCO POLICE COMMISSION REGARDING THE ACCEPTANCE OF \$125,000 FOR SAN FRANCISCO SAFE, INC., THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING THROUGH THE CALIFORNIA CRIME RESISTANCE PROGRAM.

WHEREAS, the San Francisco Police Department desires to undertake a certain project designated San Francisco SAFE, Inc., to be funded in part from funds made available through the Omnibus Crime and Safe Streets Act of 1968, PL 90351, as amended, (hereafter referred to as the Crime Control Act) administered by the Office of Criminal Justice Planning.

NOW, THEREFORE, BE IT RESOLVED, that the San Francisco Police Commission of the San Francisco Police Department is authorized on its behalf to submit the attached Application for Grant for Law Enforcement Purposes to OCJP and it authorized to execute on behalf of the City and County of San Francisco the attached Grant Award and that cash will be appropriate as required thereby.

BE IT FURTHER RESOLVED, that the applicant agrees to provide all matching funds required for said project (including any extension or amendment thereof) under the Crime Control Act and the rules and regulations of OCJP and the Law Enforcement Assistance Administration and that cash will be appropriate as required thereby.

BE IT FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant law enforcement expenditures controlled by this body.

I hereby certify that the foregoing is a true copy of the resolution adopted by the San Francisco Police Commission of the San Francisco Police Department, City and County of San Francisco in a meeting thereof held on March 31, 1982 by the





following vote:

AYES: 4) Commissioners Daly, Nelder,  
Murphy, Sanchez

NOES: None

ABSENT: 1) Commissioner Toler

PUBLIC HEARING RELATIVE TO PROPOSED SECONDARY  
EMPLOYMENT GENERAL ORDER NO. T-1, (CONTINUED  
FROM THE MEETING OF MARCH 3, 1982.) - CONTINUED  
TO APRIL 28, 1982.

---

Mr. Robert Barry said he felt it was of the utmost importance for this item to be heard before a full compliment of Commissioners. Since Commissioner Toler is absent tonight, he said he would request a continuance until at such time all of the Commissioners are present.

Deputy Chief Shannon said there are many people here tonight to speak to this item and he felt that it should be heard.

Commissioner Nelder said when a Commissioner expresses a desire to sit in on a hearing that courtesy should be extended to him or her. He said Commissioner Toler did express such a desire and, therefore, he (Commissioner Nelder) would move that it be continued.

The item was then set for the 28th of April 1982.

RECEIPT OF DEPARTMENT GENERAL ORDER NO. P-7,  
COUNSELING OF MEMBERS BY COMMANDING OFFICERS.  
(COPIES SENT TO EMPLOYEE ORGANIZATIONS.) AND  
RECEIPT OF DEPARTMENT GENERAL ORDER PERTAINING  
TO INTERNAL AFFAIRS PROCEDURES. (COPIES SENT  
TO EMPLOYEE ORGANIZATIONS) - CONTINUED TO APRIL  
14, 1982

---

Deputy Chief Shannon said these items are companion items. Item #16 is the counseling General Order and Item #23 is the General Order pertaining to the IAB Procedures. He said both should be calendared tentatively for two weeks from this date.

Commissioner Nelder so moved and it was unanimously





approved.

Continued to April 14, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RECEIPT OF DEPARTMENT GENERAL ORDER NO. Q-1,  
PROPERTY PROCESSING - AND - RECEIPT OF DEPART-  
MENT GENERAL ORDER NO. Q-3, PERSONAL PROPERTY  
OF ARRESTED PERSONS. (COPIES SENT TO EMPLOYEE  
ORGANIZATIONS.) - COTNINUED TO APRIL 14, 1982.

Deputy Chief Shannon said these are also com-  
panion items and should be set for two weeks  
hence for Public Hearing.

Commissioner Nelder so moved and it was unan-  
imously approved.

Continued to April 14, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

RECEIPT OF DEPARTMENT GENERAL ORDER NO. R-4,  
RUN-AWAY VEHICLE INVOLVED IN A COLLISION. (COPIES  
SENT TO EMPLOYEE ORGANIZATIONS.)

Continued to April 14, 1982.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

Commissioner Sanchez at this time mentioned that  
he had seen an article in the paper a few weeks  
ago pertianing to the City's Towing problem. He  
said there were some comments made about some firms  
in the Bayview Hunterspoint receiving the contract.



He said the Commission would like, at the next administrative meeting, to have a report from the Department as to how some of these problems are being dealt with.

Commissioner Murphy said she would also like the Commission to be brought up to date as to how well some of the Auto Wrecking Yards located in the Bayview Hunterspoint are complying with the requirements of cleaning up their premises.

REQUEST FOR SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$82,505. TO FUND THE PAYMENT OF OVERTIME OWED TO CERTAIN POLICE COMMUNICATIONS DISPATCHERS.

Deputy Chief Shannon said this matter goes back to a labor settlement in which the Communications Dispatchers, based on the requisition to Civil Service, were working more consecutive days than they were supposed to work.

He said there was a settlement made by the Department's Payroll Section and Civil Service as to what the proper payment would be to those dispatchers involved. He said originally they were given \$65,000 and it was later proved by the dispatchers that they should receive more and the City Attorney's Officer reviewed their request and concurred.

He said the Department has no recourse other than to recommend payment.

Commissioner Murphy then so moved for payment, Commissioner Nelder seconded and it was unanimously approved.

RESOLUTION NO. 298-82

REQUEST FOR SUPPLEMENTAL APPROPRIATION AMOUNTING TO \$82,505 TO FUND THE PAYMENT OF OVERTIME OWED TO CERTAIN POLICE COMMUNICATIONS DISPATCHERS.- APPROVED.

RESOLVED, that the Police Commission hereby approves the transfer of \$82,505 from the Miscellaneous Permanent Salaries Account to the Permanent Overtime Account. These funds will be used to pay overtime owed to certain Police Communications Dispatchers.

AYES: Commissioners Daly, Nelder, Murphy, Sanchez

ABSENT: Commissioner Toler





RECEIPT OF DEPARTMENT GENERAL ORDER NO. B-4,  
HELMET IDENTIFICATION - CONTINUED TO APRIL 14,  
1982.

---

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

PUBLIC HEARING OF THE PROPOSED FISCAL 1982-83  
SAN FRANCISCO POLICE DEPARTMENT BUDGET.

---

Deputy Chief Shannon said if the Commissioners would notice on the Chief's transmittal letter sent to the Commissioners along with copies of the proposed budget that 92% of it is spent on personnel salaries which does not leave much more monies for discretionary purchases.

He said Sergeant Harlan Wilson of the Planning and Research Division, is here to explain, or answer, specific, or particular questions from the Commission.

Commissioner Murphy said she had felt this year the Department would have prepared a performance budget as to goals and objectives and she did not see that in the way this budget has been prepared.

Sergeant Wilson, in answering Commissioner Murphy, said, in essence, that there is a budget as exactly as Commissioner Murphy described but the City has it set up into 4 different budget documents that will eventually, in around August, merge into one document for publication. He said in a document that he has just finished today, contains and explains the incremental narratives as to what effect each level has on a specific program in the department. He said it also explains the effect it has at that funding level to the public in terms of departmental objectives. He said another layer on top of that is the actual Management by Objectives Program and the display and actual printout of what our objectives are in each program and what the realized performance is in each program, but, he said, the Department doesn't even have a copy of it available because it will not come from the Mayor's Office until some time in July.

After further discussion, Commissioner Sanchez asked if there was anyone from the audience who wanted to speak, either for it, against it, or make any recommendations.



A man from the audience approached the microphone and said his name was "Stony" and that he worked for the Marijuana Reform Initiative, a petition headed up by San Francisco Supervisors Harry Britt and Nancy Walker.

He said he was here to speak on saving the taxpayers money. He said he was a marijuana smoker and it did not matter how many times he went to jail for it because as soon as he was released he would look for another joint. He said he was not alone in this as the majority of the population of this city have been or are violators at one time or another of the marijuana laws. He said he was against spending any more money than what is absolutely necessary for the enforcement of marijuana and/or victimless crimes in general. He said if there were a policy of absolute minimum enforcement of these particular crimes then there would be no problem in finding, for instance, \$100,000 to provide protection for innocent potential victims of robberies.

Commissioner Sanchez thanked Mr. "Stony" for his presentation and Commissioner Murphy moved for adoption of the San Francisco Police Department's 82/83 Fiscal Budget.

It was then unanimously approved.

RESOLUTION NO. 298-82

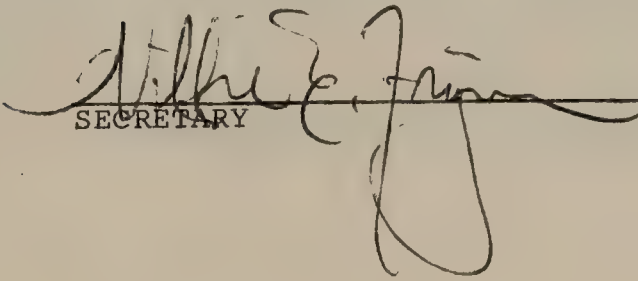
OPERATING BUDGET FOR FISCAL YEAR 1982/83 -  
SAN FRANCISCO POLICE DEPARTMENT - APPROVED

RESOLVED, that the Police Commission hereby approves the operating budget of the San Francisco Police Department for the fiscal year 1982/83 in the amount of \$126,053.00 as submitted by Chief of Police Cornelius P. Murphy.

AYES: Commissioners Daly, Nelder, Murphy,  
Sanchez

ABSENT: Commissioner Toler

The Commission then adjourned its meeting  
at 7:34 p.m.

  
SECRETARY





7 APRIL 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, April 7, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

JUL - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

HEARING OF RECRUIT OFFICER REX LEWIN, SUPPORT  
SERVICES BUREAU-COMMUNICATIONS DIVISION

Mr. Jerry Akins, attorney for the Legal Office, reminded the Commissioners that Mr. J. William Conroy, attorney for Recruit Officer Lewin, had submitted written correspondence to the Commission advising that on this date he would have to be in Washington, D.C., for a hearing before the Supreme Court. He said last week the Commission did agree to a continuance of this hearing, however, procedurally, it had to go on tonight's calendar as it has previously been scheduled for this date. He said it is requested that it be continued to April 21, 1982.

Commissioner Nelder moved approval, Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 301-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
REX LEWIN, SUPPORT SERVICES BUREAU-COMMUNICATIONS  
DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Rex Lewin, Support Services Bureau-Communications Division, was called, it having been set for this date; and

WHEREAS, a communication was received from J. William Conroy, attorney for Recruit Officer Rex Lewin, that the date for the hearing before the Police Commission be set for April 21, 1982; therefore be it





RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Rex Lewin, is set for Wednesday, April 21, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING OF RECRUIT OFFICER MICHAEL SEARS,  
POLICE GARAGE

Mr. Akins said concerning this item, the same witnesses, the same problem as presented in the Lewin case will be presented in this case. He said because he anticipated the DeSena case was going to take an inordinant amount of time at tonight's meeting, he had earlier agreed to continue the Sears case over to account for the time period. However, he said, by continuing this case to April 21, 1982, it would also make the presentation much simpler and the witnesses would all be present for both cases. He said with the Commission's permission and in respect to Recruit Officer Sears' attorney, who has also written to the Commission advising that he had agreed with Mr. Akins on a continuance, he said he would request that this item be continued to the 21st also.

Commissioner Murphy so moved and Commissioner Nelder seconded, and it was then unanimously approved.

RESOLUTION NO. 302-82

SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
MICHAEL SEARS, POLICE GARAGE

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Michael Sears, Police Garage, was called, it having been set for this date; and

WHEREAS, a communication was received from Joe R. McCray, attorney for Recruit Officer Michael Sears, that the date for the hearing before the Police Commission be set for April 21, 1982; therefore be it



RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Michael Sears, is set for Wednesday, April 21, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

HEARING OF RECRUIT OFFICER WILLIAM DE SENA,  
POLICE GARAGE

Mr. Akins said it was expected that this matter would carry the Commission's meeting late into the night but, late this afternoon, Officer DeSena came in and submitted his resignation. He said it has now been sent to the Civil Service Commission and since the officer has resigned there is no further need to pursue the matter.

Commissioner Nelder then moved that the officer's resignation be accepted and that the hearing on the disciplinary matters against him be continued off calendar.

Commissioner Toler seconded and it was unanimously approved.

RESOLUTION NO. 303-82

RECRUIT OFFICER WILLIAM DE SENA, POLICE GARAGE

WHEREAS, on January 21, 1982, Cornelius P. Murphy, Chief of Police, made and served charges against Recruit Officer William De Sena, as follows:

SPECIFICATION NO. 1

Failure to enforce all penal laws and ordinances. (Violation of Section 2.01 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to make a written report of a crime which has not already received the





attention of another member. (Violation of Section 2.61 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 3

Failure to prevent crime, detect and arrest offenders and enforce all criminal laws and penal ordinances. (Violation of Section 2.03 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 4

Visiting a place wherein he knows or suspects that a penal statute or ordinance is being violated. (Violation of Section 2.99 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 5

Misconduct which reflects discredit upon the Department and members thereof. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

and

WHEREAS, the Police Commission set Wednesday, April 7, 1982, as the date for the hearing on charges filed against Recruit Officer William De Sena; and

WHEREAS, Chief of Police Cornelius P. Murphy announced that the Police Department was in receipt of the resignation of Recruit Officer William De Sena from the San Francisco Police Department; said resignation effective April 7, 1982, which resignation was accepted with the condition that the services of Recruit Officer William De Sena have been unsatisfactory and that he does not resign in good standing; therefore be it

RESOLVED that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Recruit Officer



William De Sena, be, and the same are hereby continued off calendar.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

CHIEF'S REPORT (BINDERS ONLY)

Chief Murphy submitted written reports to the Police Commission regarding personnel matters.

REQUEST OF POLICE OFFICER KENNETH MATHIS,  
MISSION POLICE STATION, TO APPEAL HIS FIVE  
DAYS SUSPENSION BY THE CHIEF OF POLICE.

Inspector Paul Chignell telephoned the Commission Officer and said that Officer Mathis had requested that his request to appeal his suspension by the Chief of Police be withdrawn. Inspector Chignell said he would also follow up this verbal request of this withdrawal by subsequently submitting it in writing.

Mr. Akins said he would suggest that this matter be calendared for the 21st of April and if it hasn't been formally withdrawn then the Commission would not lose jurisdiction over it.

Commissioner Nelder so moved and Commissioner Murphy seconded. It was the unanimously approved.

RESOLUTION NO. 304-82

REQUEST OF POLICE OFFICER KENNETH MATHIS,  
MISSION POLICE STATION, TO APPEAL FIVE DAYS'  
SUSPENSION

WHEREAS a communication was received from Cornelius P. Murphy, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Kenneth Mathis, Mission Police Station, for a period of five days commencing at 0001 hours March 30, 1982, and ending at 2400 hours on April 3, 1982, for violation of conduct unbecoming an officer; and



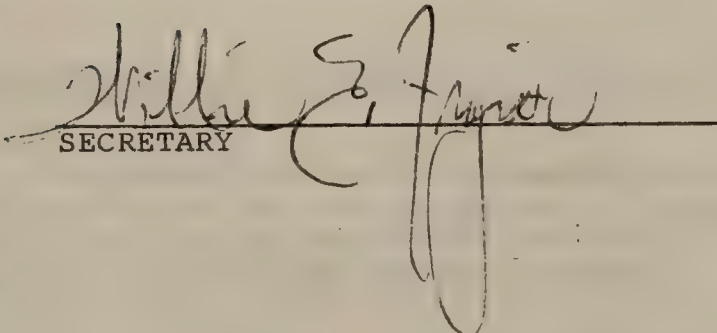
WHEREAS, a communication was received from Paul C. Chignell, Vice-President, San Francisco Police Officers' Association, requesting a hearing before the Police Commission for Officer Kenneth Mathis, in accordance with Section 3.06 of the Rules and Procedures of the San Francisco Police Department, to appeal his disciplinary suspension for a period of five (5) days by Cornelius P. Murphy, Chief of Police; therefore be it

RESOLVED, that the request of Officer Kenneth Mathis, Mission Police Station, for a hearing before the Police Commission to appeal his suspension by Chief of Police Cornelius P. Murphy, for a period of five (5) days commencing 0001 hours on Wednesday, March 30, 1982, and ending at 2400 hours on Saturday, April 3, 1982, be, and the same is hereby set for Wednesday, April 21, 1982 at 1700 hours in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

Commissioner Sanchez said he would announce at this time that the Police Commission did meet in Executive Session, as posted, and no vote was taken.

The Commission then adjourned its meeting at 5:15 p.m.

  
SECRETARY





2  
14 APRIL 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, April 14, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

April - 6 1982

SAN FRANCISCO  
PUBLIC LIBRARY

The Commissioners, having received, amended and returned copies of the minutes of the meeting of March 10, 1982, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RECOMMENDATIONS OF THE TRAFFIC BUREAU

Item #16 - Andrews Hotel - 624 Post Street

Sergeant John Newlin said there was a person in attendance earlier regarding #16, the Andrews Hotel. He said after discussion with that person, he would like to alter the application to read as a recommendation for granting a 15 foot white zone, replacing the 15 foot red zone that is currently on the corner at that location.

Motion for acceptance was made by Commissioner Daly and it was unanimously approved.

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

901 COLUMBUS AVENUE - BOARDING HOUSE NIGHT CLUB

- a) At 901 Columbus Avenue, install a 44' white zone, extending from south property



line to 44' (makes a total of 88' white zone.)

- b) Meters to be installed with signs  
"Special White Zone 6 P.M. to 2 A.M.

369-371 HAYES STREET - CONSULATE - GENERAL  
OF NIGERIA

- a) At 369-371 Hayes Street, install a 40' white zone, extending from east property line 40' west of same.

170 INDUSTRIAL - BUD GANSEL INC.

- a) At 170 Industrial, install a 60' yellow zone, extending from 25' to 85' east of the west property line.

81 DORMAN - BUD GANSEL INC.

- a) At 81 Dorman, install an 18' yellow zone, extending from west end of entry steps 18' east of same.

190-22nd AVENUE - THE ITALIAN CONNECTION

- a) At 190-22nd Avenue, revoke existing 22' yellow zone, extending from 42' to 74' east of west property line.
- b) Replace with 22' green zone, extending from 42' to 64' east of west property line.

100 DIAMOND STREET - MOST HOLY REDEEMER CHURCH

- a) At 100 Diamond Street, revoke existing 42' white zone, extending from 9' to 51' south of 18th Street.
- b) Replace with 42' green zone, extending from 9' to 51' south of 18th Street.

1520-1532 DIVISADERO STREET - S.F.P.D.- REVOKED

- a) At 1520-1532 Divisadero Street, revoke existing 44' Special Truck Loading Zone from 75' to 119' north of Geary - 7 A.M. to 4 P.M.





511 PACIFIC AVENUE - SIGNATURE GALLERY - REVOKED

- a) At 511 Pacific Avenue, revoke existing 32' yellow zone, extending from west property line of 511 Pacific Avenue 32' east of same.
- b) Install meters.

3950 SACRAMENTO STREET - CLAIRE LILIENTHAL SCHOOL-  
REVOKED

- a) At 3950 Sacramento Street, revoke existing 40' white zone, extending from 40' to 80' east of the west property line of same. Leaves school with 100' white zone.

198 PARIS STREET - S.F.P.D. - REVOKED

- a) At 198 Paris Street, revoke existing 136' white zone, extending from 9' to 145' north of Excelsior Avenue.

125 EXCELSIOR AVENUE - S.F.P.D. - REVOKED

- a) At 125 Excelsior Avenue, revoke existing 120' white zone, extending from 10' to 130' east of London Street.

1233 CALIFORNIA STREET - S.F.P.D. - REVOKED

- a) At 1233 California Street, revoke existing 18' white zone, extending from 15' to 33' west of east line of building.

1245 CALIFORNIA STREET - S.F.P.D. - REVOKED

- a) At 1245 California Street, revoke existing 18' white zone, extending 18' west of east line of building.

#1 ENTERPRISE - PETER BARNETT - REVOKED

- a) At #1 Enterprise, revoke existing 30' yellow zone, extending from 3' to 33' east of west building line.

837 SUTTER STREET - SUNDERHAUS & LIEGHT PROPER-  
TIES - DENIED

- a) At 837 Sutter Street, install a 22' blue zone, extending from east property line of 837 Sutter Street 22' west of same. DENIED.

624 POST STREET - ANDREWS HOTEL

- a) At 624 Post Street, install a 15' white zone,



extending from 14' to 31' east of the west property line of 624 Post Street.

b) Remove meter POS 612.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 522 feet of white and yellow zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 305-82

TONI YVONNE ROBERTS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Toni Yvonne Roberts in the sum of \$10,500.00 in Superior Court Action No. 762-775, entitled, "Toni Yvonne Roberts v. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 5, 1979

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 306-82

CARLYLE MARVEL HARRELL

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Carlyle Marvel Harrell in the sum of \$1,500.00 in Superior Court Action No. 741-100, entitled "Carlyle Marvel Harrell v. City and County of San Francisco," as the result of damages sustained,



be, and the same is hereby approved.

Date of Incident: December 28, 1977

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 307-82

MARTIN THORESON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Martin Thoreson against the City and County of San Francisco in the sum of \$20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 20, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 308-82

KENNETH HWANG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kenneth Hwang against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 18, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 309-82

JOHN PLONSKE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of John Plonske against the City and County of San Francisco in the sum of \$40.00 as the result of





a faulty tow, be, and the same is hereby approved.

Date of Incident: February 25, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 310-82

LESLEE K. FLASCH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Leslee K. Flasch against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 4, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 311-82

BOB FOGAL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Bob Fogal against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 18, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 312-82

CAROL A. LUDWIG

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Carol A. Ludwig against the City and County of



San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 26, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 313-82

ROSALINE D. CRITTLE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rosaline D. Crittle against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 3, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 314-82

WARREN BOEKER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Warren Boeker against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: October 4, 1981

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 315-82

THOMAS J. HAVEY

RESOLVED, that the recommendation of the





City Attorney for settlement of the claim of Thomas J. Havey against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 3, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 316-82

WALTER CESIUNAS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Walter Cesiunas against the City and County of San Francisco in the sum of \$25.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 2, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 317-82

KATHLEEN MELO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kathleen Melo against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 26, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 318-82

POWELL TOWING SERVICE, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Powell Towing Service, Inc., against the City and County of San Francisco in the sum of



\$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 26, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 319-82

LORENZO JENKINS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lorenzo Jenkins against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 320-82

GEORGE P. CHESNOSKY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of George P. Chesnosky against the City and County of San Francisco in the sum of \$20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 26, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 321-82

LYNNE PETERS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lynne Peters against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 20, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy



RESOLUTION NO. 322-82

SONJA M. FUSSI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sonja M. Fussi against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 3, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 323-82

JAY PERETZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jay Peretz against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 23, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 324-82

DAVID ALAY THOMPSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of David Alay Thompson against the City and County of San Francisco in the sum of \$142.50 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 5, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 325-82

JOAN A. NELSON

RESOLVED, that the recommendation of the





City Attorney for settlement of the claim of Joan A. Nelson against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 26, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 326-82

BRENDA WOODARD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Brenda Woodard against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 7, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 327-82

ABC TOWING AND STORAGE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the ABC Towing and Storage Company against the City and County of San Francisco in the sum of \$65.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 25, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 328-82

JON M. ROBERSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jon M. Roberson against the City and County of San Francisco in the sum of \$40.00 as the result



of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 3, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 329-82

DWIGHT D. QUELLA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Dwight D. Quella against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 26, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 330-82

DONALD A. COLLINS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Donald A. Collins against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 9, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 331-82

DANLEY F. BROWN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Danley F. Brown against the City and County of San Francisco in the sum of \$137.00 as the result of damages sustained, be, and the same





is hereby approved.

Date of Incident: December 4, 1981

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 332-82

YELLOW CAB COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Yellow Cab Company against the City and County of San Francisco in the sum of \$1,960.71 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 18, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 333-82

LUMBERMANS MUTUAL CASUALTY  
& MICHAEL RUIZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Lumbermans Mutual Casualty and Michael Ruiz against the City and County of San Francisco in the sum of \$427.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 19, 1981

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 334-82

CALIFORNIA CASUALTY INDEMNITY  
EXCHANGE & PASCAL DE SARTH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California Casualty Indemnity Exchange and Pascal De Sarth against the City and County of San Francisco in the sum of \$257.06 as the re-



sult of damages sustained, be, and the same is hereby approved.

Date of Incident: January 24, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 335-82

CALIFORNIA STATE AUTOMOBILE ASSOCIATION  
AND JAMES T. FROST

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California State Automobile Association and James T. Frost against the City and County of San Francisco in the sum of \$468.75 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 4, 1982

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 336-82

DE SOTO CAB COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the De Soto Cab Company against the City and County of San Francisco in the sum of \$1,760.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 18, 1981

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:



- a) Lieutenant Oscar Z. Tully, Potrero Police Station, for service, effective February 24, 1982.
- b) Inspector Clarence W. Smith, Inspectors Bureau, for service, effective February 24, 1982.
- c) Sergeant Walter A. VanDehey, Support Services Bureau, Records Section, for service, effective February 17, 1982.

The communications were ordered filed.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 337-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Police Officer	\$290.00	(Latent Print Techniques,
Lorin Dubour )		(Sacramento, California,
Criminalistics)		(March 8, 1982 to March
Division )		(12, 1982.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 338-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Police Officer )	\$713.00	(Mounted Patrol Seminar,
Robert Mahoney )		(Wilmington, Delaware,
Tactical/Mounted)		(March 22, 1982 to March
Unit )		(24, 1982.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy





RESOLUTION NO. 339-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Sergeant/Inspector)	\$290.00	(Specialized Surveillance
Paul Morse )	each	(Equipment Training,
Operation "S" )		(Sacramento, California,
)		(March 22, 1982 to March
Sergeant/Assistant)		(26, 1982.
Inspector William )		
Kidd )		
Operation "S" )		

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 340-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Police Officer )	\$315.00	(Advanced Crime
James Leach )	each	(Prevention Train-
Community Services )		(ing Course, Sacra-
Division )		(mento, California,
)		(March 15, 1982 to
Sergeant Bernard Shaw)		(March 19, 1982.
Community Services )		
Division )		

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

POLICE COMMISSION REPORT

Sergeant Newlin, having previously been asked to give the Commission an update on the City's proposed Tow Car Contract, reported that the City Purchaser had issued two tow contracts neither of which are presently in effect. He said this would



divide the City's Towing into two aspects:  
1) The removal of all abandoned vehicles and,  
2) All other towing. He said the first contract is scheduled to go into effect on the 26th of April, and the second, in the process of being awarded to the most appropriate towing company, will be awarded in approximately 45 days. He said part of the contract for the first one has been awarded to Bayview Towing Association located at 1200 Van Dyke, near Candlestick Park, and the other part to ABC who will operate out of 16th and Potrero on the lower level of the old White Front Premises.

The Commissioners then thanked Sergeant Newlin for his report.

#### CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he had no report tonight.

#### PRESENTATION OF CERTIFICATE OF APPRECIATION FROM THE POLICE COMMISSION TO LEVI STRAUSS AND COMPANY.

Sergeant Ed Pecinovsky reported on this matter and called to the Commission's attention that for the past several months the Chief has requested permission from the Commission to accept various items of furniture and office equipment donated to the Department by the Levi Strauss Company. Subsequently, on February 1, he said, the Commission passed a Resolution to commend the Levi Strauss Company for their generous gesture. He said today, Mr. Robert Skougaard, from Levi Strauss Company, is here to accept the Commission's Award to the Company.

Mr. Skougaard said that on behalf of the Levi Strauss Company, they were pleased and very happy to do what they could for the San Francisco Police Department. He said this award to the Company from the Police Commission is a very generous and thoughtful consideration. He said he would take it back to the company and it will be put in a very good place.

Commissioner Sanchez in commenting on the matter said that over the years the Levi Strauss Company has been a key mover in reference to community activities and support for a number of the Department's programs and City Agencies and many, many others who have asked for help and received it. He offered his sincere thanks.





These remarks were also echoed by Commissioners Toler and Daly.

PRESENTATION OF MEDAL OF VALOR AWARDS AND  
CERTIFICATES

Commissioner Toler, Chairman of the Awards Committee that granted the awards to tonight's recipients, said it was an honor for him to serve, once again, as chairman for the Medal of Valor Awards Committee. He said each time he has served, he has been impressed and very proud of the San Francisco Police Department and the many fine officers who are providing professional police services for this city. He said on behalf of the Police Commission he would like to take this opportunity to congratulate and commend the recipients of the awards this evening. He said they were courageous and professional in carrying out their jobs as San Francisco Police Officers. He said he also wanted to thank the families who came tonight to share this moment.

He then congratulated the Chief and his staff for maintaining the high standards and morale of this Department.

Commissioner Daly said that this was a wonderful opportunity for the Commissioners to let the members know that the Commission supports them and really does care and appreciate their day to day endeavors in providing police services to the citizens of this city.

Presentation of the Awards were to the following officers:

Police Officer Jeffrey  
R. Barker.....Bronze Medal of Valor

Police Officer Peter M.  
Busalacchi.....Bronze Medal of Valor

Police Officer George J.  
Cuevas.....Bronze Medal of Valor

Police Officer Danilo G.  
Estimada.....Bronze Medal of Valor

\*Police Officer Daniel A.  
McDonagh.....Bronze Medal of Valor

\*Police Officer Randolph  
M. Radosevich.....Bronze Medal of Valor



Police Officer George  
S. Stasko.....Bronze Medal of Valor

Police Officer Jere M.  
Williams.....Bronze Medal of Valor

Housing Officer Cherelyn  
Barnett.....Bronze Medal of Valor

Housing Officer Joseph H.  
Long.....Bronze Medal of Valor

Police Officer Stephen (nmi)  
Jones.....Silver Medal of Valor

Police Officer Gregory J.  
Randolph.....Silver Medal of Valor

Police Officer Tony (nmi)  
Rockett.....Silver Medal of Valor

Police Officer Bruno G.  
Pezzulich.....Gold Medal of Valor

\*Received two Bronze Medals each.

REQUEST FOR APPROVAL OF CONTRACT WITH IRVING  
GOLDABER, PH.D., FOR TRAINING IN THE AREA OF  
NON-VIOLENT CROWD MANAGEMENT TECHNIQUES.

Deputy Chief Shannon said approximately two weeks ago the Commissioners received a copy of the proposed contract. He said Mr. Goldaber will give two separate presentations and because of this, the price originally quoted at being 7,500 dollars has increased to 14,250 dollars.

He said now there will be two presentations, one to Command Staff and the second to Sergeants who will be both trainers and specialist and will communicate information back to the Command Staff in crowd situations so that proper decisions can be made. He said each training course will run for 40 hours and in the first session there will be a 24 hour period where the Command Staff can review critical incident procedures, legal aspects of crowd control and department policies and procedures. He said the trainers will receive 40 hours of instruction on crowd control techniques which is basically how to handle crowds using squad formations, platoon formations, and proper baton usage during these incidents.

Commissioner Toler then moved for approval, it was seconded by Commissioner Daly and unanimously approved.





RESOLUTION NO. 341-82

APPROVAL OF CONTRACT WITH IRVING GOLDBER,  
PH.D., FOR TRAINING IN THE AREA OF NON-  
VIOLENT CROWD MANAGEMENT TECHNIQUES.

RESOLVED, that the Police Commission of the City and County of San Francisco does hereby approve the contract with Irving Goldaber, Ph.D., to provide training in the area of Non-Violent Crowd Management Techniques.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

PUBLIC HEARING OF SPECK CAB COMPANY'S RESPONSE  
TO THE PETITION OF THE VETERANS TAXICAB COMPANY  
AS TO ALLEGED VIOLATIONS OF PROPOSITION K.  
(CONTINUED FROM THE MEETING OF MARCH 31, 1982) -  
CONTINUED TO APRIL 28, 1982.

Lieutenant Frazier said he had heard from the Speck Cab Company's attorney, Mr. Francis Scarpulla, who said the parties to this issue has not been able to come to a written agreement after all. Both parties to this issue had appeared before the Police Commission at the meeting of March 31, 1982 and said the only thing they had to do was to put their agreement to the issues in writing.

Commissioner Sanchez said this matter has been discussed in the past, and been held Off Calendar to give both parties time to settle their differences. He said at the previously mentioned meeting both parties said they were going to review their final recommendations with the City Attorney and the City Attorney had indicated that he would come in with specific recommendations for the Commission to review.

Commissioner Toler moved to continue this matter over to April 28th, it was seconded by Commissioner Daly and unanimously approved.

PUBLIC HEARING RELATIVE TO REQUEST OF CHIEF OF  
POLICE TO ABOLISH SECTION 6.01 THROUGH 6.111 OF  
THE RULES AND PROCEDURES AND REISSUE THE MATERIAL  
IN THE FORM OF A TRAINING BULLETIN.

Deputy Chief Shannon said the Department is updating the Department's Rules and Procedures and Manuals and this proposal is to take the Drills and Ceremonies which are currently found in the Rules and Procedures, out of that document and





put in the form of a training bulletin.

Commissioner Toler so moved, Commissioner Daly seconded and it was unanimously approved.

RESOLUTION NO. 342-82

ABOLISH SECTION 6.01 THROUGH 6.111 OF THE RULES AND PROCEDURES AND REISSUE THE MATERIAL IN THE FORM OF A TRAINING BULLETIN.

RESOLVED, that the Police Commission hereby abolishes Rules and Procedures Sections 6.01 through 6.111 and directs the Chief of Police to publish the material in the form of a Training Bulletin.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL ORDER NO. P-7, COUNSELING OF MEMBERS BY COMMANDING OFFICERS - CONTINUED FOR TWO (2) WEEKS

Deputy Chief Shannon said he has scheduled a Meet and Confer Session with the San Francisco Police Officers' Association on this matter on Monday, and he would, therefore, request that it be put over for two weeks.

Commissioner Toler moved approval for the two week continuance, it was seconded by Commissioner Daly and unanimously approved.

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL ORDER NO. Q-1, PROPERTY PROCESSING.

Deputy Chief Shannon said the Police Officers' Association had not indicated they had any problems with this order and he would, therefore, recommend approval at this time.

Commissioner Toler moved approval, seconded by Commissioner Daly and it was unanimously approved.



RESOLUTION NO. 343-82

DEPARTMENT GENERAL ORDER NO. Q-1, PROPERTY  
PROCESSING - APPROVED

RESOLVED, that the Police Commission hereby adopts General Order No. Q-1, Property Processing.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 344-82

DEPARTMENT GENERAL ORDER NO. R-4 - RUN-AWAY  
VEHICLE INVOLVED IN A COLLISION.

RESOLVED, that the Police Commission hereby adopts Department General Order No. R-4, Run-Away Vehicle Involved in a Collision.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 345-82

DEPARTMENT GENERAL ORDER NO. Q-3, PERSONAL  
PROPERTY OF ARRESTED PERSONS - APPROVED

RESOLVED, that the Police Commission hereby adopts General Order No. Q-3, Personal Property of Arrested Persons.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL ORDER  
REGARDING INTERNAL AFFAIRS PROCEDURES - CONTINUED  
FOR TWO (2) WEEKS.

Deputy Chief Shannon said this item is one the Police Officers' Association also asked for a Meet and Confer Session. He said he has a meeting scheduled with the Police Officers' Association on this item for the 19th of April.





He said he would request it be continued for two (2) weeks.

Commissioner Toler moved approval, Commissioner Daly Seconded and it was unanimously approved.

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL ORDER NO. B-4, HELMET IDENTIFICATION

Deputy Chief Shannon presented a prototype helmet for the Commissioners to view and said the Department tried it out with the Tactical Unit at the recent Nuclear Demonstration and had no problems. He said, also, there has been no objections from the Employee Organizations and the Department feels that this will at least be a move in the right direction.

He said the cost of putting the numbers on the helmets is nominal and there will be extra numbers in District Stations in case the numbers should, for some reason, fall off.

Commissioner Daly recommended approval, Commissioner Toler seconded, and it was unanimously approved.

RESOLUTION NO. 346-82

DEPARTMENT GENERAL ORDER NO. B-4, HELMET IDENTIFICATION - APPROVED

RESOLVED, that the Police Commission hereby adopts Department General Order No. B-4, Helmet Identification, that officers of the department who perform duties wearing a helmet shall display on the helmet personal badge numbers and identifying letters as specified below:

- |   |   |
|---|---|
| NUMBER<br>AND UNIT<br>LETTER SPECI-<br>FICATION | 1. Crowd Control Helmet.<br><br>A. Vinyl adhesive numbers in Helvetica style, 3/4 inch in height, gold color, shall be affixed on the ridge across the frontal portion of the helmet centered approximately 1 inch above the cap device decal. Multiple numbers shall be spaced 1/4 inch apart. |
|---|---|



- B. Vinyl adhesive numbers in the Helvetica style, 1/2 inch in height, gold color, shall be affixed to the rear center of the helmet approximately 3 inches above the bottom of the helmet shell. Multiple numbers shall be spaced 1/8 inch apart.
- C. Vinyl adhesive letters (unit designator, i.e., A,B,C,) in Helvetica style, 3/4 inch in height, gold color, shall be affixed to the rear center of the helmet 1/8 inch below the 1/2 numbers.

II. Vehicle Crash Helmet.

- A. Vinyl adhesive numbers in the Helvetica style 1/2 inch in height, gold color, shall be affixed to the rear center of the helmet approximately 3 inches above the bottom of the helmet shell and to the front center of the helmet, immediately above the cap device decal. Multiple numbers shall be spaced 1/8 inch apart.
- B. Vinyl adhesive letters (unit designator, i.e., A,B,C,) in the Helvetica style, 3/4 inch in height, gold color, shall be affixed to the rear center of the helmet 1/8 inch below the 1/2 inch numbers.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RECEIPT OF DEPARTMENT GENERAL ORDER NO. D-2,  
STATION COMMANDERS DUTIES. - (COPIES SENT TO  
EMPLOYEE ORGANIZATIONS). - CONTINUED FOR TWO  
(2) WEEKS FOR PUBLIC HEARING.

Deputy Chief Shannon said he would request this item be set for Public Hearing in two weeks. He said he has not, at this time, heard anything



from the Employee Organizations. He said if there are any problems with it within the two week period, the Commission could just put it over until whatever problems that may occur are settled.

Commissioner Daly so moved, Commissioner Toler seconded and it was unanimously approved.

REQUEST FOR APPROVAL OF CONTRACT BETWEEN THE  
SAN FRANCISCO POLICE DEPARTMENT AND ST. FRANCIS HOS-  
PITAL TO PROVIDE PHYSICAL EXAMS FOR Q-2 POLICE  
OFFICER CANDIDATES.

Deputy Chief Shannon said this matter came up when the Controller's Office hired new accountants. He said since the Department has been under the mandate of the Federal Consent Decree the Department has been sending recruits over to the Franciscan Hospital for their entrance medical examinations. He said the Department found that this hospital was cheaper and quicker.

He said if the Commission approves this resolution it will approve the contract which runs through July, 1983, and at that time the Department could look at what else is available and will not be in quite the rush it is in now in appointing police officers. Then, he said, they would be able to consider other options.

Commissioner Toler moved approval, seconded by Commissioner Daly and it was unanimously approved.

RESOLUTION NO. 350-82

CONTRACT BETWEEN THE SAN FRANCISCO POLICE DEPARTMENT AND ST. FRANCIS HOSPITAL FOR MEDICAL EXAMINATIONS FOR Q-2 POLICE OFFICER CANDIDATES - APPROVED

WHEREAS, during the period from May, 1982 through June, 1982, and July, 1982, through June, 1983, the department requires that a pre-employment medical examination be given to all applicants for Q-2 Police Officer position, and

WHEREAS, the cost per examination at St. Francis Memorial Hospital is comparable to the cost per examination at San Francisco General Hospital; and

WHEREAS, the test results will be returned from St. Francis Hospital within one week, a period





of time unmatched by San Francisco General Hospital; therefore be it

RESOLVED, that the San Francisco Police Commission hereby adopts these contracts with the St. Francis Memorial Hospital and requests that the Chief Administrative Officers, the Purchaser and the Civil Service Commission approve these contracts.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 347-82

POLICE OFFICER YVONNE L. HARBOR, POTRERO POLICE STATION

---

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Yvonne L. Harbor, Potrero Police Station, as follows:

SPECIFICATION NO. 1

Failure to make a written report to her commanding officer. (Violation of Section A-26 of General Order D-1 of the San Francisco Police Department.)

SPECIFICATION NO. 2

Neglect of duty which reflects discredit upon the department. (Violation of Section A-9 of General Order D-1 of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Yvonne L. Harbor, Potrero Police Station, is set for Wednesday, April 21, 1982, at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy



RESOLUTION NO. 348-82

PATROL SPECIAL OFFICER RAYMOND D. ADKINS,  
MISSION POLICE DISTRICT

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Patrol Special Officer Raymond D. Adkins, Mission Police District, as follows:

SPECIFICATION NO. 1

Failure to prevent crime. (Violation of Section 3.405 of the Rules and Procedures of Patrol Sepcial Officers and Assistant Patrol Special Officers of the San Francisco Police Department.)

SPECIFICATION NO. 2

Engaging in conduct which reflects discredit upon the department. (Violation of Section 2.13 of the Rules and Procedures of Patrol Special Officers and Assistant Patrol Special Officers of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Patrol Special Officer Raymond D. Adkins, Mission Police District, is set for Wednesday, April 21, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

RESOLUTION NO. 349-82

POLICE OFFICER ARTHUR L. JOHNSON, CENTRAL POLICE  
STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department





were filed against Police Officer Arthur L. Johnson, Central Police Station, as follows:

SPECIFICATION NO. 1

Failure to submit a written report to his commanding officer. (Violation of Section 2.61 of the Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Engaging in conduct which reflects discredit upon the department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Arthur L. Johnson, Central Police Station, is set for Wednesday, April 21, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Toler, Sanchez

ABSENT: Commissioners Nelder, Murphy

Chief Murphy said he wanted to discuss the Internal Affairs recommendations wherein the Department has fixed responsibility for immediate investigations. He said the Commission may recall that one of the recommendations he had made was that IAB would go on phone call status.

He said the Department has done that for four months and during that period of time there has been no incidents where the investigators were called out.

He said it is not proving to be cost effective and he would like to discontinue it when the proposed order is adopted.

Commissioner Daly said she did not have any problems with that suggestion but the Commission had made a resolution that everything would be tested for a six (6) month period.



Chief Murphy said he did not recall the date when this procedure was instituted but he would check into the date and then bring it up at the next meeting.

Commissioner Sanchez said that he would ask that in the actual review which the Commission looks forward to seeing within the six (6) month period that they also receive some data showing how many used the various stations and other locations set up for filing complaints. He said in that way there would be some data as to how many people were taking the opportunity to use those facilities for making their complaints and those not being used could be eliminated.

The Commission then adjourned its meeting at 6:20 p.m.

  
\_\_\_\_\_  
SECRETARY



21 APRIL 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, April 21, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

|||| - 5 1982

SAN FRANCISCO  
PUBLIC LIBRARY

The Commissioners, having received, amended and returned copies of the minutes of the meetings of March 17, 1982 and March 24, 1982, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

HEARING OF RECRUIT OFFICER MICHAEL SEARS,  
POLICE GARAGE

Mr. Joel McCray, Attorney at Law, said that he represented Officer Michael Sears and was here today to ask the Commission for a continuance because of his own physical illness in that he has had problems with his spine for sometime and it flared up this morning. He said he could not, in good faith, take this case on tonight because the pain does not allow him to concentrate. He said he could be ready to go by May 5th.

Chief Murphy and Mr. Jerry Akins, indicated that they would agree for the matter to be continued to May 5th.

Commissioner Nelder so moved, Commissioner Toler seconded, and it was unanimously approved.





RESOLUTION NO. 358-82SETTING OF DATE FOR HEARING OF RECRUIT OFFICER  
MICHAEL SEARS, POLICE GARAGE

WHEREAS, the date to be set for the disciplinary hearing of Recruit Officer Michael Sears, Police Garage, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Joel R. McCray, attorney for Recruit Officer Michael Sears, that the date for the hearing before the Police Commission be set for May 5, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Recruit Officer Michael Sears, is set for Wednesday, May 5, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 351-82SETTING OF DATE FOR HEARING OF POLICE OFFICER  
YVONNE L. HARBOR, POTRERO STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Yvonne L. Harbor, Potrero Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Yvonne L. Harbor, that the date for the setting of the hearing before the Police Commission be set for April 28, 1982; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Yvonne L. Harbor, is set for Wednesday, April 28, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly



RESOLUTION NO. 352-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
ARTHUR L. JOHNSON, CENTRAL POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Arthur L. Johnson, Central Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Arthur L. Johnson, that the date for the setting of the hearing before the Police Commission be set for April 28, 1982; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Arthur L. Johnson, is set for Wednesday,, April 28, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 353-82

SETTING OF DATE FOR HEARING OF PATROL SPECIAL  
OFFICER RAYMOND A. ADKINS, MISSION POLICE DISTRICT.

WHEREAS, the date to be set for the disciplinary hearing of Patrol Special Officer Raymond A. Adkins, Mission Police District, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Patrol Special Officer Raymond A. Adkins, that the date for the setting of the hearing before the Police Commission be set for June 30, 1982; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Patrol Special Officer Raymond A. Adkins, is set for Wednesday, June 30, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Daly





REQUEST TO WITHDRAW APPEAL OF FIVE DAYS SUS-  
PENSION BY THE CHIEF OF POLICE OF POLICE  
OFFICER KENNETH MATHIS, MISSION POLICE STATION

Police Officer Kenneth Mathis in a letter to the Police Commission, indicated that he wished to withdraw his appeal of five days suspension by the Chief of Police.

Commissioner Nelder said since this officer had made this request, he felt that he should be given the opportunity to do so and he moved that the matter be withdrawn.

Commissioner Murphy seconded, and it was unanimously approved.

RESOLUTION NO. 354-82

REQUEST OF POLICE OFFICER KENNETH MATHIS,  
MISSION STATION, TO WITHDRAW HIS APPEAL OF  
FIVE DAYS' SUSPENSION

WHEREAS, a communication was received from Cornelius P. Murphy, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Kenneth Mathis for a period of five days commencing 0001 hours, March 30, 1982 and ending at 2400 hours on April 3, 1982, for violations of conduct unbecoming an officer; and

WHEREAS, a communication was received from Paul C. Chignell, Vice-President, San Francisco Police Officers' Association, requesting a hearing before the Police Commission for Officer Kenneth Mathis, and said request was granted and the matter was set to be heard on Wednesday, April 21, 1982; and

WHEREAS, on April 9, 1982, a communication was received from Paul C. Chignell, Vice-President, San Francisco Police Officers' Association, indicating that Officer Kenneth Mathis of Mission Station was no longer interested in pursuing his appeal to the Police Commission of the suspension imposed by Chief Cornelius P. Murphy; therefore be it

RESOLVED, that the request of Officer Kenneth Mathis, Mission Police Station, to withdraw his appeal to the Police Commission of his sus-



pension by Chief Cornelius P. Murphy, be,  
and the same is hereby approved.

AYES: Commissioners Nelder, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Daly

HEARING OF POLICE OFFICER PATRICIA WILLIAMS,  
SOUTHERN POLICE STATION, TO APPEAL HER TWO DAY  
SUSPENSION BY THE CHIEF OF POLICE

Mr. Jerry Akins said this matter had been put over by the Commission 90 days ago and he has received a memo directed to the Commission indicating that Officer Williams is in compliance with the Department's Standards at this time and also documentation of her compliance at her weigh-ins over the past 90 day period.

Chief Murphy said based on this representation, he would recommend to the Commission to not uphold the Chief's two (2) day suspension.

Commissioner Murphy said she would so move, Commissioner Toler seconded and it was unanimously approved.

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY  
OF POLICE OFFICER PATRICIA WILLIAMS, SOUTHERN  
POLICE STATION

The hearing of the appeal of the suspension of Police Officer Patricia Williams, Southern Police Station, was called, it having been set for this date.

A statement was made by Mr. Jerry Akins, Attorney at Law for the Police Department, as to Officer Williams being in compliance with the requirements of General Order B-1.

Chief of Police Cornelius P. Murphy stated that based upon the fact that Police Officer Patricia Williams is in compliance with the requirements of General Order B-1, he would therefore withdraw his order of suspension without pay for two (2) days.

The Commission took the matter under submission after which the following resolution was adopted:





RESOLUTION NO. 355-82

DECISION - HEARING OF APPEAL OF SUSPENSION  
WITHOUT PAY OF POLICE OFFICER PATRICIA WILLIAMS,  
SOUTHERN POLICE STATION

WHEREAS, Police Officer Patricia Williams Southern Police Station, was suspended without pay by the Chief of Police pursuant to Section 8.353 to the Charter of the City and County of San Francisco, and Rule 3.06 of the Rules and Procedures of the San Francisco Police Department for a period of two days without pay; and

WHEREAS, pursuant to Rule 5.160 of the Rules and Procedures of the San Francisco Police Department, Police Officer Patricia Williams did file with the Secretary of the Police Commission a written appeal of this suspension by the Chief of Police; and

WHEREAS, a hearing on said suspension was heard by the Police Commission on Wednesday, December 2, 1981, and at that time the Police Commission ordered Police Officer Patricia Williams to submit to periodic weight verifications for a period of ninety (90) days, and return to the Police Commission on April 21, 1982, with her weight in compliance with the requirements of General Order B-1.

WHEREAS, on Wednesday, April 21, 1982, the matter was heard by the Police Commission, at which time it was determined that Police Officer Patricia Williams was in compliance with the requirements of General Order B-1 and also had been in compliance during the entire ninety (90) day period; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Patricia Williams' Chief's Suspension of two (2) days without pay, be, and the same is hereby withdrawn.

AYES: Commissioners Nelder, Toler, Murphy,  
Sanchez

ABSENT: Commissioner Daly

(The entire proceedings were taken  
in shorthand form by Hearing Reporter  
Linda S. Pransky, C.S.R.)





HEARING OF APPEAL OF SUSPENSION WITHOUT PAY  
OF POLICE OFFICER PATRICIA JACKSON, PARK STATION

The hearing of the appeal of the suspension of Police Officer Patricia Jackson, Park Station, was called, it having been set for this date. Police Officer Patricia Jackson appeared in person, and was represented by Stephen Bruce Bley, attorney for Officer Jackson.

Mr. Jerry Akins, Attorney at Law, appeared as Prosecutor for the Police Department.

Opening statements were made by both Mr. Jerry Akins and Mr. Stephen Bruce Bley.

The following-named witness appeared for the Prosecution, was sworn and testified:

Police Officer Dirk Beijen  
Police Academy

Closing statements were made by both the Prosecuting and Defense Attorneys.

The Commission took the matter under submission, after which the following resolution was adopted:

RESOLUTION NO. 356-82

DECISION - HEARING OF APPEAL OF SUSPENSION WITHOUT  
PAY OF POLICE OFFICER PATRICIA JACKSON, PARK  
STATION.

WHEREAS, Police Officer Patricia Jackson, Park Station, was suspended without pay by the Chief of Police pursuant to Section 8.353 of the Charter of the City and County of San Francisco, and Rule 3.06 of the Rules and Procedures of the San Francisco Police Department for a period of two days without pay; and

WHEREAS, pursuant to Rule 5.160 of the Rules and Procedures of the San Francisco Police Department, Police Officer Patricia Jackson did file with the Secretary of the Police Commission a written appeal of this suspension by the Chief of Police; and



WHEREAS, a hearing on said suspension was heard by the Police Commission on Wednesday, December 2, 1981, and at that time the Police Commission ordered Police Officer Patricia Jackson to submit to periodic weight verifications for a period of ninety (90) days, and return to the Police Commission on April 21, 1982, with her weight in compliance with the requirements of General Order B-1.

WHEREAS, on Wednesday, April 21, 1982, the matter was heard by the Police Commission, at which time it was determined that Police Officer Patricia Jackson was not in compliance with the requirements of General Order B-1, nor had she, at any time during the ninety (90) day period, complied with the requirements of General Order B-1; therefore be it

RESOLVED, that it is the order of the Police Commission that Officer Patricia Jackson's Chief's suspension of two (2) days without pay, be, and the same is hereby sustained; and be it further

RESOLVED, that it is the order of the Police Commission that the Chief's suspension of two (2) days without pay administered to Police Officer Patricia Jackson shall commence April 29, 1982 at 0001 hours and terminate April 30, 1982 at 2400 hours.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda S. Pransky, C.S.R.)

HEARING OF RECRUIT OFFICER REX LEWIN, COMMUNICATIONS DIVISION

The hearing of Recruit Officer Rex Lewin, Communications Division, was called, it having been set for this date. Recruit Officer Rex Lewin was charged with violating the Rules and Procedures, as follows:

SPECIFICATION NO. 1

Copying assignments from another.





(Violation of Section VII, Rule 24 of the Recruits' Rules and Procedures of the San Francisco Police Department.)

SPECIFICATION NO. 2

Failure to truthfully and without evasion answer questions propounded.  
(Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department.

Recruit Officer Rex Lewin appeared in person and was represented by Mr. J. William Conroy, Attorney at Law.

Mr. Jerry Akins, Attorney at Law, appeared as the Prosecutor for the Police Department.

Opening statements were made by both the Prosecuting and Defense Attorneys.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Police Officer Henry L. Kirk  
Police Academy

Police Officer John Meek  
Police Academy

Sergeant Michael S. Hebel  
Police Academy

Sergeant Raymond Portue  
Police Academy

The following Exhibits were entered into evidence by the Prosecution:

Exhibit 1 - Lewin's Intra-departmental  
Memo acknowledging disposal  
of models.



- Exhibit 2 - Academy class problem sheet  
13 - changed.
- Exhibit 3 - Academy class original problem  
sheet problem 13.
- Exhibit 4 - Lewin's homework, Incident Report  
Form - A-24, yellow in color  
792000013 - Missing Person.
- Exhibit 5 - Academy class - student copy -  
Problem 16, changed problem.
- Exhibit 6 - Academy class problem 16 -  
original.
- Exhibit 7 - Lewin's homework. Incident  
Report Form - A-24, Yellow in  
color - 792187016 - Possession  
of a concealed weapon - student  
copy.
- Exhibit 8 - Changed Grid for Problem 13 -  
Changed by Officer J. Meek.
- Exhibit 9 - Memo from Officer J. Meek re-  
garding suspected cheating by  
Recruit Officer Lewin.
- Exhibit 10- Grading Grid for Problem 16.
- Exhibit 11- Recruit Officer Lewin's completed  
assignment of Problem 10.
- Exhibit 12- Grading Grid for Problem 10.
- Exhibit 13- Recruit School Operations Manual  
Receipt Form - 05/11/81.

The following Exhibit was entered into evidence  
by the Defense:

- Exhibit A - Incident Report Form 791000013 -  
White in color - Missing Person -  
Grading Grid copy.

The following-named witness appeared for the  
Defense, was sworn and testified:

Police Officer Rex Lewin  
Communications Division

Closing statements were then made by both the  
Prosecuting and Defense Attorneys.

The Commission took the matter under submission,  
after which the following resolution was adopted:



RESOLUTION NO. 357-82

DECISION - HEARING OF RECRUIT OFFICER REX LEWIN,  
COMMUNICATIONS DIVISION

WHEREAS, on February 11, 1982, Cornelius P. Murphy, Chief of Police, made and served charges against Recruit Officer Rex Lewin, as follows:

SPECIFICATION NO. 1

- a) At all times mentioned herein, Recruit Officer Rex Lewin was a member of the 147th Recruit Class, on his probationary period of employment assigned to the Police Academy;
- b) As a member of the 147th Recruit Class, Recruit Officer Lewin acknowledged having read, and having explained to him the abridged Rules and Procedures of the San Francisco Police Department and the Recruit School Operations Manual, Rules and Procedures;
- c) As a Recruit Officer, Rex Lewin was given numerous report writing assignments by members of the Police Academy Staff;
- d) Many of the written assignments submitted by Recruit Officer Lewin were almost identical with the grading grid;
- e) On December 7, 1981, Recruit Officer Lewin and other members of his squad were assigned report No. 16 to be written at home and submitted on December 8, 1981;
- f) Prior to assigning report No. 16 to Recruit Officer Lewin and other members of his squad, alterations were made by Police Academy personnel so that report No. 16 as assigned was different from the previous grading grids given to prior classes and squads in Recruit Officer Lewin's class;
- g) When assignment 16 was submitted by Recruit Officer Lewin and other members of his squad, only Recruit Officer Lewin's report matched the prior grading





grid given to prior classes and other squads in his class;

- h) The conduct of Recruit Officer Lewin in copying an assignment from a grading grid constitutes a violation of Section VII, Rule 24 of the Recruits' Rules and Procedures of the San Francisco Police Department which states:

VII, Rule 24. "All recruits shall have the responsibility of performing their duties and assignments on time and to the best of their abilities. Failure to turn in assignments and/or turning in prescribed assignments late or in an incomplete manner is a serious violation of recruit rules. Unless otherwise directed, assignments are to be completed by the recruit himself; the copying of assignments from another is prohibited."

SPECIFICATION NO. 2

- a) Each and every allegation contained in paragraphs (a) through (g) of Specification No. 1 is hereby incorporated by reference as though each were fully set forth herein;
- b) On December 10, 1981, Recruit Officer Rex Lewin was interviewed by Sergeant Croce Casciato, Star No. 1588, and Sergeant Michael Hebel, Star No. 1898;
- c) During the interview, Recruit Officer Lewin denied having in his possession or having referred to, used or looked at a grading grid for report writing assignment No. 16, or any other assignment;
- d) During the interview, Recruit Officer Lewin stated that he had discarded all prior report writing grading grids in his possession.
- e) The conduct of Recruit Officer Lewin in failing to answer truthfully and without evasion questions propounded constitutes a violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department which states that a member:



2.49 "Shall, when called upon by a superior officer, or by one specially assigned by lawful authority to conduct an investigation involving police matters, or any matter affecting the conduct of a member or members, truthfully answer all questions propounded. All reports, statements and declarations made orally, or in writing, in the foregoing matters shall contain the truth without evasion."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, April 21, 1982, and that on Wednesday, April 21, 1982, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Recruit Officer Rex Lewin, Communications Division, as contained in Specification No. 1, violation of Section VII, Rule 24 of the Recruits' Rules and Procedures of the San Francisco Police Department are not sustained by the evidence presented at the hearing; and

WHEREAS, the Police Commission finds that the said charges made and filed against Recruit Officer Rex Lewin, Communications Division, as contained in Specification No. 2, violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department are not sustained by the evidence presented at the hearing; therefore be it

RESOLVED, that it is the order of the Police Commission that Recruit Officer Rex Lewin has not violated Specification No. 1, Section VII, Rule 24 of the Recruits' Rules and Procedures of the San Francisco Police Department and Specification No. 2, Section 2.49 of the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that said charges contained in Specification No. 1, Section VII, Rule 24 and Specification No. 2, Section 2.49, be, and the same are hereby dismissed.

Recesses taken during the hearing  
of Recruit Officer Rex Lewin:

2017 hours to 2025 hours.  
2213 hours to 2237 hours.





(The entire proceedings were taken in shorthand form by Hearing Reporter Linda S. Pransky, C.S.R.)

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 359-82

POLICE OFFICER SUSAN C. PAVLOFF, VICE CRIMES DIVISION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Susan C. Pavloff, Vice Crimes Division, as follows:

SPECIFICATION NO. 1

Engaging in conduct which reflects discredit upon the department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Susan C. Pavloff, Vice Crimes Division, is set for Wednesday, April 28, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

RESOLUTION NO. 360-82

POLICE OFFICER ROBERT C. HERNANDEZ, VICE CRIMES DIVISION

WHEREAS, charges of violating the Rules and



Procedures of the San Francisco Police Department were filed against Police Officer Robert C. Hernandez, Vice Crimes Division, as follows:

SPECIFICATION NO. 1

Engaging on conduct which reflects discredit upon the department. (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.)

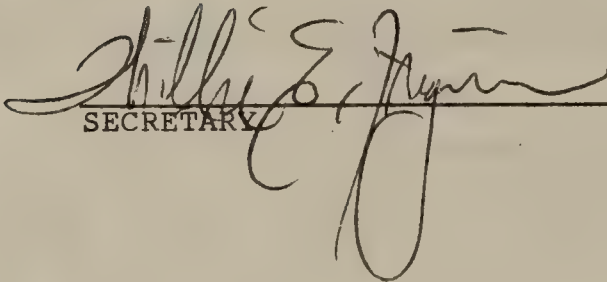
by Cornelius P. Murphy, Chief of Police of the San Francisco Police Department; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Police Officer Robert C. Hernandez, Vice Crimes Division, is set for Wednesday, April 28, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Nelder, Toler, Murphy, Sanchez

ABSENT: Commissioner Daly

The Commission then adjourned its meeting at 10:41 p.m.

  
\_\_\_\_\_  
SECRETARY



28 APRIL 1982

REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, April 28, 1982 at 1700 hours in regular session.

PRESENT: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

DOCUMENTS DEPT.

Commissioner Sanchez presiding.

JUL - 6 1982

**SAN FRANCISCO  
PUBLIC LIBRARY**

The Commissioners, having received, amended and returned copies of the minutes of the meeting of March 31, 1982, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 361-82

SETTING OF DATE FOR HEARING OF SERGEANT CHARLES  
E. WARREN, JR., TACTICAL DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Sergeant Charles E. Warren, Jr., Tactical Division, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Sergeant Charles E. Warren, Jr., that the date for the setting of the hearing before the Police Commission be set for June 16, 1982; therefore be it

RESOLVED, that the date for the setting of the hearing of the disciplinary charges filed against Sergeant Charles E. Warren, Jr., is set for Wednesday, June 16, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez





RESOLUTION NO. 362-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
YVONNE L. HARBOR, POTRERO POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Yvonne L. Harbor, Potrero Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Janice Musante, attorney for Police Officer Yvonne L. Harbor, that the date for the hearing before the Police Commission be set for June 2, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Yvonne L. Harbor, is set for Wednesday, June 2, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 363-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
ARTHUR L. JOHNSON, CENTRAL POLICE STATION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Arthur L. Johnson, Central Police Station, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. John Prentice, attorney for Police Officer Arthur L. Johnson, that the date for the hearing before the Police Commission be set for June 2, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Arthur L. Johnson, is set for Wednesday, June 2, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez



RESOLUTION NO. 364-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
SUSAN C. PAVLOFF, VICE CRIMES DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Susan C. Pavloff, Vice Crimes Division, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Susan C. Pavloff, that the date for the hearing before the Police Commission be set for July 28, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Susan C. Pavloff, is set for Wednesday, July 28, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 365-82

SETTING OF DATE FOR HEARING OF POLICE OFFICER  
ROBERT C. HERNANDEZ, VICE CRIMES DIVISION

WHEREAS, the date to be set for the disciplinary hearing of Police Officer Robert C. Hernandez, Vice Crimes Division, was called, it having been set for this date; and

WHEREAS, it was requested by Mr. Stephen Bruce Bley, attorney for Police Officer Robert C. Hernandez, that the date for the hearing before the Police Commission be set for Wednesday, July 28, 1982; therefore be it

RESOLVED, that the hearing of the disciplinary charges filed against Police Officer Robert C. Hernandez, is set for Wednesday, July 28, 1982 at 5:00 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez





RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

300 BEACH STREET - O'BRIEN SPOTORNO MITCHELL

- a) At 300 Beach Street, install a 32' STLZ in front of four loading doors on Beach Street at 8' per door.

414 BRANNAN STREET - LERA ELECTRIC

- a) At 414 Brannan Street, install a 79' yellow zone, extending from east property line 79' west of same.

224 GRANT AVENUE - PODESTA BALDOCCHI

- a) At 224 Grant Avenue, revoke existing 37' yellow zone, extending 37' north of Ashburton.
- b) Replace with 37' Special Truck Loading Zone from 37' north of Ashburton 7 a.m. - 6 p.m.

394 PACIFIC - WELLS FARGO BANK

- a) At 394 Pacific, install a 22' yellow zone, extending from 16' to 38' east of west property line.
- b) Remove meter PAC 332.

50 RIZAL - DIMASALANG HOUSE

- a) At 50 Rizal, install a 22' white zone, extending from 72' to 94' east of west building line.

2001 OAKDALE - AUSTIN HARDWARE

- a) At 2001 Oakdale, install a 51' yellow zone, extending from 24' to 75' east of the west property line of 2001 Oakdale.



455 DOLORES STREET - THE FIRST COVENANT  
CHURCH OF SAN FRANCISCO

- a) At 455 Dolores Street, install a 60' white zone, extending from the north property line 60' south of same.
- b) To be stencilled SUNDAYS ONLY 9 A.M. TO 9 P.M.

1901 OCEAN AVENUE - OCEAN LIQUORS

- a) At 1901 Ocean Avenue, install a 44' yellow zone, extending from east property line of 1901 Ocean Avenue 44' west of same.
- b) Remove meters #1903 & 1905.

1524 POLK STREET - WALGREENS DRUGS

- a) At 1524 Polk Street, revoke existing 62' yellow zone, extending from 55' to 117' north of California Street.
- b) Replace with 100' STLZ, extending from 56' to 156' north of California Street, STLZ truck only 7 A.M. - 1 P.M.
- c) Install meters POK 1520, 1522 - install signs STLZ 7 A.M. - 1 P.M.

1345 OCEAN AVENUE - UNITED PRESBYTERIAN CHURCH

- a) At 1345 Ocean Avenue, revoke existing 63' white zone, extending from east property line 63' west of same.
- b) Replace with 22' blue zone, extending from 55' to 77' east of west property line.

3926 and 3928 - 24th STREET - VARIOUS

- a) At 3926 & 3928-24th Street, install a 41' to existing 203' STLZ west of Sanchez to 244' west of Sanchez Street.
- b) Remove meters 3926, 3928 and change signs STLZ 7 A.M. to 6 P.M. (now read 7 A.M. to 1 P.M.)



3923 & 3927 - 24th STREET - VARIOUS

- a) At 3923 and 3927 - 24th Street, install 49' to existing STLZ 190' west of Sanchez Street to 239' west of Sanchez Street.
- b) Remove meters #3923 & 3927 and change signs STLZ 7 A.M. to 6 P.M. (now read 7 A.M. - 1 P.M.)

198 SPEAR STREET - S.F.P.D. - REVOKED

- a) At 198 Spear Street, revoke existing 30' yellow zone, extending from 120' to 150' north of Howard Street.

1919 OCEAN AVENUE - S.F.P.D. - REVOKED

- a) At 1919 Ocean Avenue, revoke existing 25' yellow zone, extending from 5' west to 20' east of the east line of 1919 Ocean Avenue.

445 CHURCH STREET - ROMAN CATHOLIC ARCHDIOCESE OFFICES

- a) At 445 Church Street, revoke existing 42' green zone, extending 42' north of south building line.
- b) Replace with 22' blue zone, extending from 20' to 42' north of south property line.

2027 BALBOA STREET - S.F.P.D. - REVOKED

- a) At 2027 Balboa Street, revoke existing 27' yellow zone, extending 27' west of the east line.

200 PAGE STREET - S.F.P.D. - REVOKED

- a) At 200 Page Street, revoke existing 27' yellow zone, extending from 6' to 33' west of Octavia Street.

44 PAGE STREET - S.F.P.D. - REVOKED

- a) At 44 Page Street, revoke existing 27' white zone, extending from 8' to 35' west of east line of building.





243B DIVISADERO STREET - GROCERY STORE -  
REVOKED

- a) At 243B. Divisadero Street, revoke existing 22' yellow zone, extending from 13' south of to 9' north of the north line.

201 OCTAVIA STREET - S.F.P.D. - REVOKED

- a) At 201 Octavia Street, revoke existing 24' yellow zone, extending from 6' to 30' north of Page Street.

626 POLK STREET - MAYFAIR HOTEL - REVOKED

- a) At 626 Polk Street, revoke existing 25' white zone, extending from 104' to 129' north of Turk Street.

416 HAYES STREET - S.F.P.D. - REVOKED

- a) At 416 Hayes Street, revoke existing 18' yellow zone, extending from 60' to 78' west of Gough Street.

201 LEAVENWORTH STREET - HOTEL DE WALT -  
REVOKED

- a) At 201 Leavenworth Street, revoke existing 25' white zone, extending from 33' to 58' north of Turk Street.
- b) Install one parking meter.

3450-16th STREET - S.F.P.D. - REVOKED

- a) At 3450-16th Street, revoke existing 21' yellow zone, extending 21' west of Sharon Street.

424-9th STREET - S.F.P.D. - REVOKED

- a) At 424-9th Street, revoke existing 33' yellow zone, extending from 33' north of south property line.



417-14th STREET - S.F.P.D. - REVOKED

- a) At 417-14th Street, revoke existing 22' yellow zone, extending from 9' to 31' west of east property line.

751 FILLMORE STREET - S.F.P.D. - REVOKED

- a) At 751 Fillmore Street, revoke existing 18' green zone, extending from 6' to 24' south of Grove Street.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REVOKED

RESOLVED, that the recommendation of the Traffic Bureau on the revocation of 548 feet of green, yellow and white zones, at the parts of the City, at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

- a) Sergeant Richard D. Abbey, Traffic Bureau, for service, effective April 7, 1982.
- b) Police Officer Horace W. Young, Southern Police Station, for service, effective March 24, 1982.

The communications were ordered filed.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez





RESOLUTION NO. 372-82

JOSE ESCOBAR

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Jose Escobar in the sum of \$3,500.00 in Superior Court Action No. 745-285, entitled, "Jose Escobar vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 22, 1978

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 373-82

DOROTHY BERRY

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Dorothy Berry in the sum of \$5,688.34 in Superior Court Action No. 711-259, entitled, "Dorothy Berry and Leford Berry v. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 13, 1976

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 374-82

LEFORD BERRY

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Leford Berry in the sum of \$311.66 in Superior Court Action No. 711-259, entitled, "Dorothy Berry and Leford Berry v. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 13, 1976

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 375-82

AIR FILTER SALES AND SERVICE INC.

RESOLVED, that the recommendation of the City Attorney for dismissal of litigation of Air Filter Sales and Service, Inc., Superior Court Action No. 788-411, be, and the same is hereby approved.

Date of Incident: March 23, 1979

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 376-82

DOUGLAS KIM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Douglas Kim against the City and County of San Francisco in the sum of \$355.95 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 1, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 377-82

THE FARMERS INSURANCE GROUP

RESOLVED, that the recommendation of the City Attoreny for settlement of the claim of The Farmers Insurance Group against the City and County of San Francisco in the sum of \$438.34 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 8, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 378-82

ALLSTATE INSURANCE COMPANY OF CANADA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Allstate Insurance Company of Canada against the City and County of San Francisco in the sum of \$1,188.67 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 21, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 379-82

CECELIA JOHNSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cecelia Johnson against the City and County of San Francisco in the sum of \$520.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 20, 1981

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 380-82

SCREEN PROCESSES OF CALIFORNIA, INC.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Screen Processes of California, Inc., against the City and County of San Francisco in the sum of \$1,064.76 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 16, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez





RESOLUTION NO. 381-82

ABRAHAM KIRSCHENBAUM AND ALEXANDER  
MAC DONALD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Abraham Kirschenbaum and Alexander MacDonald against the City and County of San Francisco in the sum of \$441.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 31, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 382-82

SUSAN M. LEIFERMAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Susan M. Leiferman against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 12, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 383-82

THOMAS MC CALL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas Mc Call against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 28, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 384-82

ALAN E. MC GUIRE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Alan E. McGuire against the City and County of San Francisco in the sum of \$45.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 23, 1982 to April 2, 1982.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 385-82

ROGER VINCENT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Roger Vincent against the City and County of San Francisco in the sum of \$45.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: April 4, 1982

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 386-82

DEVON DICKSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Devon Dickson against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 13, 1982

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez





RESOLUTION NO. 387-82

JUNE PEREZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of June Perez against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 16, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 388-82

JEAN BUBLOZ

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Jean Bubloz against the City and County of San Francisco in the sum of \$40.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March, 1982

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 389-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Captain Willis A. Casey) \$800.00 (Federal Bureau of  
Airport ) (Investigation Na-  
(tional Academy,



(Quantico, Virginia,  
(January 10, 1982 to  
(March 26, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 390-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Sergeant/Assistant Inspector George Kowalski	)	\$238.00	(P.O.S.T. Special Seminar-Review and Revision of Supervisory Course, San Diego, California, April 1, 1982 to April 2, 1982.
Operation "S"	)		

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 391-82

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program, be, and the same is hereby approved:

Officer Sylvia David	)	\$580.00	(Narcotic Investigation Training Course, Sacramento, California, March 14, 1982 to March 26, 1982.
Narcotics Unit	)		

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 392-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved.

Captain John J. Jordan	)	\$325.00	(1982 California
Ingleside Station	)	each	(Homicide Investi-
	)		(gators Conference,
Inspector Carl Klotz)			(Culver City, Cal-
Homicide Detail	)		(ifornia, March 10,
	)		(1982 to March 12,
	)		(1982.
Inspector Michael Mullane	)		
Homicide Detail	)		
	)		
Inspector Napoleon Hendrix	)		
Homicide Detail	)		

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 393-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Lieutenant Franklin Greer	)	\$290.00	(Prison Gang Acti-
Internal Affairs Bureau)	)	each	(vity, Sacramento,
	)		(California, March
Sergeant Gary Frederick)			(29, 1982 to April
Internal Affairs Bureau)			(2, 1982.
	)		
Sergeant Anthony Balzar)			
Internal Affairs Bureau)			

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez





RESOLUTION NO. 394-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Inspector Alfredo Mollat)	\$290.00	(Basic Elements
Gang Task Force	) each	(of Criminal In-
	)	(telligence, Sacra-
Inspector Richard Gamble)		(mento, California,
Gang Task Force	)	(April 5, 1982 to
		(April 9, 1982.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

RESOLUTION NO. 395-82

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police Department for expenses incurred in attending the below-indicated program, be, and the same are hereby approved:

Sergeant/Assistant	)	\$290.00	(Prison Gang Acti-
Inspector Thomas	)	each	(vity, Sacramento,
Donohoe	)		(California, March
General Works Detail)			(29, 1982 to April
	)		(2, 1982.
Sergeant/Assistant	)		
Inspector Gerald	)		
McCarthy	)		
Intelligence/SID	)		
	)		
Sergeant/Inspector	)		
Bruce Lorin	)		
General Works Detail)			
	)		
Sergeant/Inspector	)		
Thomas Arnold	)		
General Works Detail)			
	)		
Sergeant/Assistant	)		
Inspector Victor	)		
Fleming	)		
General Works Detail)			

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez



RESOLUTION NO. 397-82

AUTHORIZING ATTENDANCE OF POLICE OFFICER PAUL SEIDLER, COMMUNITY RELATIONS UNIT, AT THE 3RD ANNUAL TRAINING CONFERENCE OF THE NATIONAL ASSOCIATION OF POLICE COMMUNITY RELATIONS OFFICERS IN GARY, INDIANA FROM MAY 16, 1982 TO MAY 19, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Police Officer Paul Seidler, Community Relations Unit, be detailed to attend the 3rd Annual Training Conference of the National Association of Police Community Relations Officers in Gary, Indiana, from May 16, 1982 to May 19, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Officer Seidler in a sum not to exceed \$950.00 will be defrayed by the San Francisco Police Department's Police Officers' Training Fund.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 396-82

AUTHORIZING ATTENDANCE OF CAPTAIN VICTOR MACIA, COMMANDING OFFICER OF CENTRAL STATION, AT A DIGNITARY PROTECTION SEMINAR IN WASHINGTON, D.C., FROM MAY 4, 1982 TO MAY 12, 1982.

---

RESOLVED, that the recommendation of the Chief of Police that Captain Victor Macia, Commanding Officer of Central Station, be detailed to attend the Dignitary Protection Seminar in Washington, D.C., from May 4, 1982 to May 12, 1982, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Captain Victor Macia shall be defrayed by the Department of the Treasury.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez





## POLICE COMMISSION REPORT

Commissioner Sanchez said he had the opportunity to visit a number of high schools pertaining to health careers on what is called Career Days at the request of some of the high schools. He said he noticed that a number of the high schools are having Career Weeks and he was glad to see that the police department was actively participating in this at Mission, Galileo and Wilson, and he just wanted to congratulate the Chief and his Staff for participating in these programs as they are excellent programs, and gives students an opportunity to discuss with police officers the opportunities in law enforcement as a unique and creative career. He said next month the Department will sponsor National Police Week, which has already received some good press notices and the Police Commission will also be involved. He said he felt this would be a unique opportunity to focus in on the law enforcement services here in the City.

## CHIEF'S REPORT TO THE POLICE COMMISSION

Chief Murphy said he had two items tonight to report, one deals with the Finance Committee's Action of the Board of Supervisors, who today, passed the financing for the Department's Fingerprint Computer and the Computer Assisted Dispatch.

He said the second item would be the Traffic Officer of the Month Award and stated that Sergeant Gary Epperly would make that presentation.

### a) Traffic Officer of the Month Award

Sergeant Gary Epperly said that there is a change in Staff from the Chamber of Commerce and he therein called Mr. Ossier and Mr. Armasino up to address the Commission concerning the past progress and change in the personnel for the Chamber to present this award.

Mr. Kyle Ossier, after giving a brief history of the award, introduced Mr. Jerry Armasino and said Mr. Armasino would be handling this program from here on out.

Mr. Armasino said he would be glad to take over the program from Mr. Ossier. He said the program has been highly successful and that he has worked with the Department in the past, and as Chief Murphy



knows, the Chamber is planning on a Special Award for a Police Service of the Year Award coming up for Police Week. He continued by saying he was glad to take over the reins for this program.

Sergeant Epperly then introduced Officer Steven Mroz as Traffic Officer of the Month. He said the Officer was selected for the month of March because of his outstanding performance of all facets of police work reflecting in his dedication to duty. He said the officer's statistics for that month are 6 investigations, one supplementary investigation, 21 arrests, issued 50 moving citations, 26 parking citations. He said, also he made 21 investigations, 65 arrests and his total number of moving citations this year to date are 316.

Mr. Ossier then presented to Officer Mroz reservations for a weekend for two at the Lennon Lodge in Glen Allen, California. He said there would be two dinners included, and for his home, or apartment, a Print of the City with a plaque at the bottom with the officer's name as Traffic Officer of the Month. He said, also, there is now a traveling plaque that will be hung in the station of the winning officer each month.

REQUESTING RESOLUTION TO CORRECT DEPARTMENT  
GENERAL ORDER NO. F-1, FIREARMS USE POLICY.

Deputy Chief Shannon said this would be a minor correction. He said at the time the order was issued the Department had Rule 2.49, but has subsequently abolished that rule and re-issued it as a section of a General Order which is G.O. F-1, subsection 3(c), and A-21, but it is the Rules of Conduct and, basically, it is being done to bring everything together by referring to the proper section of the Rules of Conduct.

Commissioner Nelder said before this is done he would like to point out that the last two disciplinary cases the Commission heard had to do with firing, or discharging a weapon without justifiable cause. He said in one of those cases where an officer discharged his weapon while walking down the street, he had his defense council present a question as to what was the specific violation by the actual discharge of the weapon, and he said it seemed to him that this order should be amended to add "Firing Frivolously or without justifiable cause." He said he would move that this be added under C 5 to read, "And shall not discharge a weapon frivolously or without justifiable cause."





Commissioner Toler seconded, and it was un-animously approved.

RESOLUTION NO. 366-82

RESOLUTION TO CORRECT DEPARTMENT GENERAL ORDER NO. F-1, FIREARMS USE POLICY

RESOLVED, that Section III.C of General Order No. F-1, shall be changed to delete.... Rule 2.49 of the Rules and Procedures, and to include....Rule A-21, Department General Order D-1; and be it further

RESOLVED, that Section III.C, shall also be amended by adding 5. "And shall not discharge a weapon frivolously or without justifiable cause."

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 367-82

DEPARTMENT GENERAL ORDER NO. D-2, STATION COMMANDERS DUTIES - APPROVED

RESOLVED, that the Police Commission hereby approves and adopts Department General Order D-2, Station Commander Duties and abolishes rule section 8.01 through 8.55.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

PUBLIC HEARING RELATIVE TO PROPOSED GENERAL ORDER P-7, REGARDING COUNSELING OF MEMBERS BY COMMANDING OFFICERS - CONTINUED FOR TWO (2) WEEKS.

Deputy Chief Shannon said the Police Officers' Association and himself had not been able to get together for a Meet and Confer on this item and he request that it be put over for two weeks.





RESOLUTION NO. 368-82

GENERAL ORDERS DELINEATING DISTRICT STATION  
BOUNDARIES - APPROVED

RESOLVED, that General Orders M-1 through M-9 describing in words the boundaries of the nine district stations, are hereby adopted. General Orders A-3 and A-4 are abolished and available for re-assignment.

AYES: Commissioners Daly, Nelder, Toler,  
Murphy, Sanchez

PUBLIC HEARING RELATIVE TO DEPARTMENT GENERAL  
ORDER REGARDING INTERNAL AFFAIRS PROCEDURES -  
CONTINUED FOR TWO (2) WEEKS.

Deputy Chief Shannon said this item is a companion to the counseling item and both are requested Meet and Confer items. He said he would request that it be continued for two weeks also.

RESOLUTION REQUESTING THE BOARD OF SUPERVISORS  
TO SEEK AN AMENDMENT TO CALIFORNIA VEHICLE CODE  
SECTION 22651 ALLOWING LOCAL LAW ENFORCEMENT TO  
IMMOBILIZE VEHICLES.

Commander Gerald D'Arcy reported that the so-called boot is a device that will give the Traffic Enforcement Detail the means to immobilize a vehicle. He said at the present time the Department has the right, not only to immobilize a vehicle but to tow it from the streets of the City. He said that vehicles that have not registered in the State of California or California registrants who have not renewed the vehicle registration and have five or more outstanding traffic citations would be subject to having the Department use the boot on their vehicles.

He said the reason this came about is because the state required the Department of Motor Vehicles to demand, upon the registration of a vehicle, that the registrants be required to submit to a search of their file and if traffic warrants were found, they would refuse to allow renewal until the parties had paid the outstanding warrants. He said this measure, was not totally successful.



He said this mechanism when applied to a vehicle which has not renewed the registration, or paid the outstanding citations, could cause some embarrassment to the vehicle's owner as there will be a large notice on the side of it stating why this has been done to the vehicle, what the owner should do, and a warning not to attempt to drive the vehicle. He said this in itself would be a deterrent, plus it would be time-saving for the Department in that it would eliminate the time consuming procedures utilized in ordering a tow.

Mr. Gee Sing Chow from the City Planning Department presented background data to the Commission and said that last year the Federal Highway Administration made available to the City \$125,000 to bring about more stringent parking enforcement. He said \$65,000 was set aside to obtain the equipment to implement this program.

Commissioner Nelder said he would move approval of the resolution because it would be better for the Traffic Department to have this law at their disposal, particularly in congested areas, with hopes that if, and when, it becomes law, the public would be on full notice that the measure is in effect and that it would be used extensively to bring all violators into compliance.

Commissioner Murphy said she would second this motion.

Commissioner Sanchez, noting that the item was on the calendar to receive public input opened it up to those persons in attendance wishing to give testimony.

Mr. Richard Stypmann came to the microphone and said he saw several problems with the item in that the Boot, if attached to vehicles in tow away zones during tow hours will cause a great amount of traffic congestion, he also said that the time for a party to appear for a tow hearing on his previously towed vehicle, is in violation of the City Traffic Code, and that contempt proceedings will be brought against the city in this regard. He said thirdly, the hearings are held by a police officer who argues on legal issues without having the necessary law background to do so.

He said the Commission, as far as the booting is concerned, should see that it is not done in such a way as to block a motorist from removing his car.





Commissioner Sanchez then thanked Mr. Stypmann for his presentation and asked if there were further speakers on the issue. Receiving no response and noting that it had already been motioned and seconded, he called for the vote.

It was then unanimously approved.

RESOLUTION NO. 369-82

AMENDMENT TO CALIFORNIA VEHICLE CODE SECTION 22651 ALLOWING LOCAL LAW ENFORCEMENT TO IMMOBILIZE VEHICLES

RESOLVED, that the Police Commission requests the Board of Supervisors of the City and County of San Francisco to seek an amendment to California Vehicle Code Section 22651 allowing local law enforcement to immobilize vehicles.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

REQUEST PERMISSION BY PRESIDENT OF THE YELLOW CAB CO-OP. MR. JAMES STEELE, TO MOVE YELLOW CAB CO-OP FROM ITS PRESENT LOCATION TO ANOTHER LOCATION WITHIN THE CITY AND COUNTY.

Mr. Steven Diaz, Deputy City Attorney, said that there is absolutely no legal objection to the Yellow Cab Co-op's request to move to another location in the city.

The following resolution was then passed:

RESOLUTION NO. 370-82

RELOCATION OF YELLOW CAB COOPERATIVE - APPROVED

WHEREAS, Mr. James K. Steele, President of Yellow Cab Cooperative, requested the Police Commission to authorize Yellow Cab Cooperative's proposed move to another location in the City and County of San Francisco; and



WHEREAS, the City Attorney was contacted with a request for an opinion as to whether this proposed move by Yellow Cab Cooperative would be in violation of Section 5(a) of Proposition K; and

WHEREAS, in response to this request the City Attorney stated that the Police Commission is authorized to approve the Yellow Cab Cooperative proposed move since no sale or change in control, ownership, or operation of the permittee's licensed taxicab business is involved, and does not violate Proposition K in the opinion of the City Attorney; therefore be it

RESOLVED, that the request of Mr. James K. Steele, President of Yellow Cab Cooperative to move the Yellow Cab Cooperative from 695 - 8th Street to another location within the City and County of San Francisco, be, and the same is hereby approved.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez

RESOLUTION NO. 371-82

RECOMMENDATION OF THE CHIEF OF POLICE THAT THE POLICE COMMISSION ADOPT A RESOLUTION ESTABLISHING A FEE OF \$3.00 FOR THE PERIOD JULY 1, 1982 TO JUNE 30, 1983, FOR EACH METALLIC TAXICAB MEDALLION ISSUED BY THE SAN FRANCISCO POLICE DEPARTMENT TO EVERY TAXICAB PERMIT HOLDER - APPROVED

WHEREAS, the Police Commission is the authority, under Section 1135.2.1 of the Police Code, for the setting of the annual fee for metallic taxicab medallions; and

WHEREAS, the Police Commission has submitted a metallic taxicab medallion cost analysis indicating the cost of production and issuance of the metallic taxicab medallions; therefore be it

RESOLVED, that the Police Commission hereby establishes a fee of \$3.00 for the period July 1, 1982 to June 30, 1983 for each metallic taxicab medallion issued by the San Francisco Police Department to every taxicab permit holder.

AYES: Commissioners Daly, Nelder, Toler, Murphy, Sanchez





PUBLIC HEARING OF SPECK CAB COMPANY'S RESPONSE TO THE PETITION OF THE VETERANS TAXI-CAB COMPANY AS TO ALLEGED VIOLATIONS OF PROPOSITION K. ( CONTINUED FROM THE MEETING OF APRIL 14, 1982.) - CONTINUED TO MAY 12, 1982.

Mr. Wayne Canterbury for Veterans Taxi Cab Company said the last time he was here he thought that they were giving the Commission the last Chapter of the problem. He continued by saying that as it turns out there is an Epilog and the parties are just this evening finalizing the settlement agreement. He said the parties believe this agreement will be found to be satisfactory to the Commission and to the City Attorney but still needed a little more time to complete that agreement in ink.

Mr. Francis Scarpulla, for Speck Cab Company, said he felt they would be able to finalize it some time this week and give it to the Commission by early next week for the Commission's review.

The matter was then continued to May 12, 1982.

REQUEST APPROVAL OF SPECIAL ORDER TITLED, INTERNAL AFFAIRS BUREAU INTERVIEWS - SWORN MEMBERS. - AND - REQUESTING APPROVAL OF PROPOSED AMENDMENT TO THE SICK ELAVE RULES REQUIRING FIRST DAY MEDICAL CERTIFICATE FOR FIELD TRAINING OFFICER PROGRAM PROBATIONARY OFFICERS.

Deputy Chief Shannon said items 17 and 18 on today's calendar have been subjects of Meet and Confer Sessions with the Police Officers' Association, himself and Chief Murphy and they could not reach an amiable decision on either item.

He said the Police Officers' Association is now requesting to Meet and Confer directly with the Police Commission.

Mr. Barry in his presentation, said that the resolution the Commission passed authorizing the Administration to Meet and Confer with the Police Officers' Association is, basically, a pro forma thing for the Commission to do in that it had to be put in resolution form to designate someone in the department. He said, however, this did not preclude the Police Officers' Association from meeting with the governing body of the Police Department which is the Police Commission. He said he would like the Commission to meet with the Police Officers' Association on both items at the same time.





Commissioner Nelder said he would move that the Commission Meet and Confer with the Police Officers' Association on items 17 and 18.

The Commission then set May 26th at 4:00 p.m., to Meet and Confer with the San Francisco Police Officers' Association on item 17 - Request approval of Special Order titled, Internal Affairs Bureau Interviews - Sworn Members and item 18 - Requesting approval of Proposed Amendment to the Sick Leave Rules requiring First Day Medical Certificate for Field Training Officer Program probationary officers.

PUBLIC HEARING RELATIVE TO PROPOSED SECONDARY  
EMPLOYMENT GENERAL ORDER NO. T-1. (CONTINUED  
FROM THE MEETING OF MARCH 31, 1982.) - CONTINUED  
TO MAY 26, 1982

Commissioner Sanchez said this matter has been on the Commission Calendar for an exorbitant period of time. He said since it has been calendared as a Public Hearing, everyone interested in speaking on the issue will be allowed time to do so. He said first the Commission would hear from the Department, and then the City Attorney's Office, and then representatives of the San Francisco Police Officers' Association, and other interested persons from the public.

He said the Commission, thereafter, will take a final vote on the issue May 26, 1982.

Deputy Chief Shannon then presented to the Commission the Department's point of view on the issue. He said the Department has met and conferred extensively with the San Francisco Police Officers' Association and that there is only one point of disagreement and that is the point requiring a hold harmless by those officers who have secondary employment request before the police department. He said with that agreement any liabilities arising out of that officer's secondary employment would accrue to the secondary employer unless the employer of the officer could show that the officer's actions were that of a police officer and that said actions were not dealing with his secondary employment.

He said this position was arrived at when the Board of Supervisors requested that the Department make this a condition of the requirements for permission to work secondary employment.

Captain Trueb of the Legal Office, said the Department reacted because of a letter from the Board of Supervisors dated January 20th, 1981,



calling out attention to the results of a case involving a settlement in favor of plaintiffs by the name of Barbegaluma at the Hyatt Regency Hotel where the city would up paying approximately \$5,000 as part of its share of a settlement involving a San Francisco Police Officer working there in a secondary capacity. He said this went to the Finance Committee and they became concerned that the city was paying for actions involving off duty police officers while they were employed in a secondary employment capacity. He said as a result, they instructed the Clerk of the Board to contact the Police Department and ask the Department to research what could be done to avoid City Liability in these cases. He said they (Legal Office) undertook the task and working with the City Attorney developed the Hold Harmless Clause and incorporated it into an order the Department was currently in process of revising regarding secondary employment.

He said the Department can't think of any other way to separate the citizens of San Francisco from that indemnification through its City's funds of a secondary employment situation.

Mr. George Agnost, City Attorney, speaking on behalf of the Hold Harmless Agreement said this matter is obviously a policy decision that is very much in the discretion of the Police Commission.

He said recent cases have come to light where officers working in a secondary employment category have been stripped of their peace officer status and this means when they are making an arrest they are making an arrest as a private citizen. He said when an officer makes such an arrest, the aggrieved party is naturally going to sue the city and the secondary employer. He said in such circumstances the city would not have been involved unless this secondary employment had taken place.

He continued by saying that under the rules no secondary employment can take place without obtaining permission, which means that the Department is somewhat responsible in placing that police officer in secondary employment position in the first place. Then, he said, it makes it easy for the plaintiff's attorney to say that the Police Department has condoned and has ratified any arrest the officer makes while secondarily employed and, therefore, the City would also be liable for any suits that may follow.





Mr. Bob Barry, President of the Police Officers' Association, said that the benefits of Police Officers working secondary employment under the rules as they currently exist far outweigh any negative factors that are being alleged here today, absent any statistics that he thought may be made available, which, obviously, the Department does not have and nor does the City Attorney's Office.

He said the past performance of police officers in the work they have done throughout the years is absolutely relevant, i.e., the Medals of Valor Awarded to those officers by the Commission during their times of secondary employment should be considered with an outlook as to what may happen in the future sans the statistics he felt the City Attorney's Office is incumbent to present tonight.

Mr. Ralph Saltsman, attorney for the San Francisco Police Officers' Association, was then introduced and presented to the Commission what he felt were the legal concepts involved in the indemnification requirements as outlined by the Government Code, its pronouncements and the legislative intent relative to outside secondary employment, with respect to police officers.

He then gave a brief history of outside employment in the City and County of San Francisco, and, thereafter, called upon witnesses who testified as to the value they felt San Francisco received by having off duty officers working in a secondary employment capacity in the City and County of San Francisco.

The following people came forth and gave testimony in this regard:

Mr. Chris Martin, Property Manager of the Cannery.

Mr. Virgil Caselli, Property Manager, Ghiradelli Square.

Mr. Al Potter, Chief of Security, Northern California for Wells Fargo Bank.

Ms. Annabelle Varga, Shop Owner in the Cannery Complex.

Police Inspector Louis Ligouri, Representing Ghiradelli Square and Milton Meyers Corp.

Police Officer Frank Machi, Representing Pier 39.

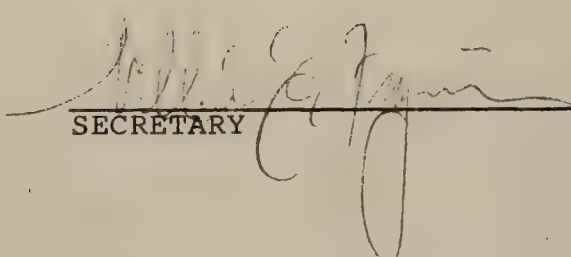
Mr. William Kelly, Business Representative for Operating Engineers in San Francisco and Northern California.



It was also mentioned for the record that correspondence had been sent to the Police Commission from Mr. Greg Hurst, Vice President of the Chamber of Commerce, expressing concerns if the Hold Harmless Agreement is adopted by the Police Commission.

After listening to the testimony of all those above, Commissioner Sanchez said he felt the matter had been presented very well and Commissioner Nelder said that excepting any alternative plans either side may have to submit to each other to work out and present to the Commission, it would be certainly acceptable to the Commission to consider.

The Commission adjourned its meeting  
at 10:14 p.m.

  
\_\_\_\_\_  
SECRETARY

346

8 7 2 4 0















